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6 Attorneys for plaintiff

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IN THE UNITED STATES DISTRICT COURT  
 FOR THE EASTERN DISTRICT OF CALIFORNIA

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11 UNITED STATES OF AMERICA,  
 12 Plaintiff,

13 v.

14 APPROXIMATELY \$10,005.00 IN U.S.  
 CURRENCY,  
 15 Defendant.

16 \_\_\_\_\_  
 17 FRANCISCO AVILA,  
 18 Claimant.  
 19 \_\_\_\_\_

) 1:09-CV-01259-AWI-GSA

) **STIPULATION TO CONTINUE**  
 ) **SCHEDULING DATES AND ORDER**  
 ) **THEREON**

20 Claimant Francisco Avila and plaintiff United States of America, by and through their undersigned  
 21 attorneys, hereby stipulate as follows:

22 1. This stipulation is executed by all parties who have appeared in and are affected by this  
 23 action.

24 2. The parties are requesting an extension of the dates set out in the Scheduling Order issued  
 25 by the Court on December 17, 2009, due to the press of business and the parties' recent attempts to settle  
 26 this case. Since the time of the initial scheduling conference, counsel has engaged in written discovery and  
 27 settlement negotiations. The parties have not yet resolved this matter however, settlement appears hopeful.  
 28 In the event that settlement is not reached, and the parties are required to move forward with discovery, the

1 parties are requesting additional time to take depositions, in addition to pressing business on other cases.

2 3. The following dates are agreed to by the parties:

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Event	Existing Date	Proposed Date
<b>Discovery Deadlines</b>		
Non-Expert	July 9, 2010	October 8, 2010
Expert Disclosure	October 8, 2010	January 7, 2011
Supplemental Expert Disclosure	October 15, 2010	January 14, 2011
Expert Discovery	October 29, 2010	January 31, 2011
<b>Motion Deadlines</b>		
Dispositive Motion Filing	November 12, 2010	February 11, 2011
Settlement Conference	October 13, 2010	January 5, 2011
Pre-Trial Conference	February 16, 2011	May 11, 2011
Trial	May 17, 2011	August 9, 2011

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14 Respectfully submitted,

15 BENJAMIN B. WAGNER  
16 United States Attorney

17 Date: July 8, 2010

18 /s/ Deanna L. Martinez  
19 DEANNA L. MARTINEZ  
Assistant United States Attorney

20 Date: July 7, 2010

21 /s/ Victor M. Perez  
22 VICTOR M. PEREZ  
Attorney for Claimant Francisco Avila  
(Original signature retained by attorney)

23 **ORDER**

24 Good cause having been shown and based on this stipulation, IT IS HEREBY ORDERED that the  
25 current Scheduling Order dates are vacated in favor of the new dates listed above.

26 IT IS SO ORDERED.

27 Dated: July 11, 2010

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CHIEF UNITED STATES DISTRICT JUDGE