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15 **UNITED STATES DISTRICT COURT**
16 **EASTERN DISTRICT OF CALIFORNIA**
17 **FRESNO DIVISION**
18

19 RODRIGO FLORES,

20 Plaintiff,

21 vs.

22 MERCED IRRIGATION DISTRICT, a public
23 entity, DAN POPE, and ROBERT BLUM,

24 Defendants.

No. 1:09-CV-01529-LJO-DLB

**JOINT STIPULATION IN SUPPORT OF
ORDER THAT THERE SHALL BE NO
EXCLUSION OF PLAINTIFF'S EXPERTS OR
EXPERT TESTIMONY BASED ON
PLAINTIFF'S FAILURE TO DISCLOSE
EXPERT REPORTS ON JULY 20, 2010 AND
ORDER**

25 **JOINT STIPULATION AND [PROPOSED] ORDER**

26 Rodrigo Flores ("Plaintiff") and Merced Irrigation District, Dan Pope, and Robert Blum
27 (hereinafter "Defendants"), by and through their respective attorneys of record, hereby stipulate to and
28 request the Court enter an order that there shall be no exclusion of Plaintiff's experts or expert testimony

1 As such, both parties ask this Court to order that there shall be no exclusion of Plaintiff's experts
2 or expert testimony based upon Plaintiff's failure to disclose his retained expert reports on July 20, 2010.
3 Defendants still retain the right to move to exclude Plaintiff's experts or expert testimony based on any
4 other appropriate or permissible grounds.

5 Date: August 16, 2010

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7 MURRAY & ASSOCIATES

DALEY & HEFT

8
9 /s/ Lawrence D. Murray

/s/ Athena B. Troy

10 Lawrence D. Murray
Attorney for Plaintiff

Athena B. Troy
Attorney for Defendant

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14 **ORDER ON STIPULATION FOR ORDER**

15 HAVING READ AND CONSIDERED THE FOREGOING, and good cause appearing:

16 The foregoing is the order of the court.

17 IT IS SO ORDERED.

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19 Dated: August 17, 2010

/s/ Dennis L. Beck
UNITED STATES MAGISTRATE JUDGE