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9   UNITED STATES DISTRICT COURT

10   FOR THE EASTERN DISTRICT OF CALIFORNIA

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12   LUIS M. ESPARZA, an individual, and) CASE NO. 1:10-cv-01079-LJO-JLT
     ESPARZA ENTERPRISES, INC., a
     California corporation,   ) **ORDER AMENDING THE**
13   ) **SCHEDULING ORDER TO ALLOW**
) **THE DEPOSITION OF ROBERT E.**
14   Plaintiffs,   ) **SULPIZIO TO OCCUR NO LATER**
) **THAN JULY 8, 2011**
15   vs.   )
) (Doc.18)
16   THE BURLINGTON INSURANCE   )
     COMPANY, and Does 1-50, inclusive,)
17   )
                Defendants.   )
18   _____)

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20   Before the Court is the stipulation of the parties to take the deposition of

21   Plaintiff's expert, Robert E. Sulpizio, after the discovery deadline which is June

22   20, 2011. (Doc. 18 at 2) The parties report that they have been diligently working

23   together to obtain a deposition date that is convenient to counsel and on which

24   Mr. Sulpizio is available. Id.

25   The parties agree that they will be able to take the deposition no later than

26   July 9, 2011 and seeks the Court's authority to conduct this discovery out of time.

27   (Doc. 18 at 2) The parties stipulate that they seek no other modification of any

28   other deadline set forth in the scheduling order. Id.

ORDER AMENDING SCHEDULING ORDER RELATED TO PLAINTIFF'S EXPERT

1   Inherent in this stipulation is the understanding that, due to the deadline to

2 file non-dispositive motion no later than June 27, 2011, that the parties agree and

3 understand that **no non-dispositive motions will be permitted to be filed after**

4 **that date even if related to the deposition of Mr. Sulpizio**.

5   Therefore, based upon stipulation of the parties and good cause appearing,

6 the Court orders as follows:

7   The deposition of Robert Supizio **SHALL** be completed on or before July

8 8, 2011.

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11 IT IS SO ORDERED.

12   Dated: **June 9, 2011**   **/s/ Jennifer L. Thurston**
13   UNITED STATES MAGISTRATE JUDGE

ORDER AMENDING SCHEDULING ORDER RELATED TO PLAINTIFF'S EXPERT