

1 **THERESA A. GOLDNER, COUNTY COUNSEL**  
 2 **COUNTY OF KERN, STATE OF CALIFORNIA**  
 3 **By Mark L. Nations, Chief Deputy (Bar # 101838)**  
 4 **Administrative Center**  
 5 **1115 Truxtun Avenue, Fourth Floor**  
 6 **Bakersfield, California 93301**  
 7 **Telephone: (661) 868-3800**

8 **Attorney for Defendants,**  
 9 **COUNTY OF KERN, et al.**

10 **UNITED STATES DISTRICT COURT**  
 11 **EASTERN DISTRICT OF CALIFORNIA**

12	<b>KAREN K. FRYE,</b>	)	<b>CASE NO. 1:10-CV-01619 AWI-DLB</b>
13		)	
14	<b>Plaintiffs,</b>	)	<b>STIPULATION TO MODIFY SCHEDULING</b>
15		)	<b>CONFERENCE ORDER DATES;</b>
16	<b>v.</b>	)	<b>PROPOSED ORDER</b>
17		)	
18	<b>COUNTY OF KERN, MATTHEW</b>	)	
19	<b>ETCHEVERRY, KERN COUNTY</b>	)	
20	<b>SHERIFF'S DEPARTMENT, ANTHONY</b>	)	
21	<b>LAVIS, VICTOR MARTINEZ, STEPHEN</b>	)	
22	<b>PEDERSON, JOSE SANCHEZ, D.M.</b>	)	
23	<b>WOODS, DONNY YOUNGBLOOD,</b>	)	
24		)	
25	<b>Defendants.</b>	)	

26 The parties, by and through their attorneys of record, hereby stipulate that due to defendant  
 27 Anthony Lavis' current incarceration in state prison and to allow for the completion of discovery and  
 28 meaningful settlement negotiations by way of mediation, the scheduled dates articulated in the  
 scheduling conference order dated February 1, 2011, may be modified as follows:

- 29 Non-expert discovery cut-off be postponed from January 6, 2012 to June 8, 2012
- 30 Expert disclosure be postponed from February 3, 2012 to August 3, 2012
- 31 Supplemental expert disclosure be postponed from April 6, 2012 to October 5, 2012
- 32 Expert discovery cut-off be postponed from May 7, 2012 to November 5, 2012
- 33 Non-dispositive motion filing deadline be postponed from May 22, 2012 to November 20, 2012
- 34 Non-dispositive motion hearing deadline be postponed from June 22, 2012 to December 21, 2012

- 1 Dispositive motion filing deadline be postponed from June 7, 2012 to December 6, 2012
- 2 Dispositive motion hearing deadline be postponed from July 9, 2012 to January 8, 2013
- 3 Pretrial conference be postponed from August 22, 2012 to February 27, 2013.
- 4 Trial be postponed from September 25, 2012 to March 26, 2013.

5 The parties all understand and agree that the proposed new dates are subject to modification  
6 by the court.

7 Dated: 1-26-12 THERESA A. GOLDNER, COUNTY COUNSEL

8

9 By / s / Mark L. Nations  
10 Mark L. Nations, Chief Deputy  
11 Attorney for defendants County of Kern, Matthew  
Etcheverry, Stephen Pederson, Jose Sanchez  
Dona Wood and Donny Youngblood

12 Dated: 1-26-12 ROBINSON & KELLAR

13 By / s / Oliver Robinson  
14 Oliver U. Robinson  
Attorney for Anthony Lavis

15 Dated: 1-26-12 LAW OFFICE OF LARRY PEAKE

16

17 By / s / Larry Peake  
18 Larry Peake  
Attorney for Vincent Martinez

19 Dated: 1-27-12 LAW OFFICE OF JOHN HALL

20 By / s / John Hall  
21 John Hall  
Attorney for Plaintiff Karen Frye

22 Dated: 1-27-12 CHAIN COHN STILES

23

24 By / s / David Cohn  
25 David Cohn  
Attorney for Plaintiff Karen Frye

26 ///

27 ///

28 ///

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

PROPOSED ORDER

The parties having stipulated and good cause appearing therefor, IT IS HEREBY ORDERED that the dates in the scheduling conference order dated February 1, 2011 be modified as follows:

- Non-expert discovery cut-off is postponed from January 6, 2012 to June 8, 2012
- Expert disclosure is postponed from February 3, 2012 to August 3, 2012
- Supplemental expert disclosure is postponed from April 6, 2012 to October 5, 2012
- Expert discovery cut-off is postponed from May 7, 2012 to November 5, 2012
- Non-dispositive motion filing deadline is postponed from May 22, 2012 to November 20, 2012
- Non-dispositive motion hearing deadline is postponed from June 22, 2012 to December 21, 2012
- Dispositive motion filing deadline is postponed from June 7, 2012 to December 6, 2012
- Dipositive motion hearing deadline is postponed from July 9, 2012 to January 28, 2013
- Pretrial conference is postponed from August 22, 2012 to March 22, 2013
- Trial is postponed from September 25, 2012 to May 14, 2013.

IT IS SO ORDERED.

**Dated: January 31, 2012**

**/s/ Dennis L. Beck**  
**UNITED STATES MAGISTRATE JUDGE**