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5 Attorneys for Defendant, COUNTY OF TULARE and
 6 STEVEN HENRY (erroneously sued herein as "PHYSICIANS
 ASSISTANT HENRY")

7
 8 **THE UNITED STATES DISTRICT COURT**
 9 **EASTERN DISTRICT OF CALIFORNIA**

11 DONNY Y. EARP,
 12
 13 Plaintiff,
 14
 15 vs.
 16 COUNTY OF TULARE, PHYSICIANS
 ASSISTANT HENRY, and DOES 1-25,
 Defendants.

CASE NO.: 1:11-CV-00196-MJS
**JOINT STIPULATION OF THE
 PARTIES; ORDER**
 Case Filed: February 3, 2011
 Trial Date: June 26, 2012
 Magistrate: Michael J. Seng

17
 18 The parties to the above referenced action, subject to the Court's approval, hereby stipulate to
 19 the following:

20 WHEREAS the parties desire to allow for more time to schedule expert witness deposition than
 21 the time frame set out within the Court's July 1, 2011 Scheduling Conference Order;

22 WHEREAS the parties have been diligent in conducting discovery, however the designated
 23 expert witness' respective schedules make it difficult for a mutually agreeable date for all involved
 24 witnesses and parties to be present before the current expert witness discovery deadline;

25 The parties HEREBY AGREE, subject to the Court's approval, to modify the expert discovery
 26 cutoff date contained in the Court's Scheduling Conference Order dated July 1, 2011 as follows:

- 27 1. The parties will have the right to conduct expert witness depositions up to an including
 28 March 1, 2012. The current expert discovery cut-off date of February 1, 2012 is hereby vacated;

1 The parties also HEREBY AGREE, subject to the Court's approval, that the following dates,
2 contained in the Court's Scheduling Conference Order dated July 1, 2011 remain as follows:

- 3 1. The cut-off for fact discovery shall remain February 1, 2012
- 4 2. The deadline for filing dispositive motions shall remain February 1, 2012
- 5 3. The deadline for filing non-dispositive motions shall remain February 1, 2012
- 6 4. The Pre-Trial Conference shall remain June 1, 2012
- 7 5. The trial date shall remain June 26, 2012.

8 The parties further agree that this stipulation may be executed in counterpart and/or facsimile.

9 Respectfully submitted,
10 Dated: January 11, 2012 LeBEAU-THELEN, LLP

11 By: /s/ KEVIN E. THELEN
12 KEVIN E. THELEN
13 Attorneys for Defendants COUNTY OF
14 TULARE and STEVEN HENRY

15 Dated: January 11, 2012 BOURDETTE AND PARTNERS

16 By: /s/ PHILIP BOURDETTE
17 PHILIP BOURDETTE
18 Attorneys for Plaintiff
19 DONNY Y. EARP

20 **ORDER**

21 **For good cause shown, the parties' stipulation is approved.**

22
23 IT IS SO ORDERED.

24 Dated: January 11, 2012 /s/ Michael J. Seng
25 UNITED STATES MAGISTRATE JUDGE