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 11 United States Department of Labor

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

14 HILDA L. SOLIS, Secretary of Labor, ) Case No. 1:11-cv-00529 AWI-GSA  
 15 United States Department of Labor, )  
 16 ) STIPULATION AND ORDER  
 17 Plaintiff, ) EXTENDING NON-EXPERT DISCOVERY  
 18 v. ) DEADLINE AND NON-DISPOSITIVE  
 19 ) MOTION DEADLINE  
 20 )  
 21 NATIONAL EMERGENCY MEDICAL )  
 22 SERVICES ASSOCIATION, )  
 23 )  
 24 Defendant. )  
 25 )

26 Plaintiff, Hilda L. Solis, Secretary of Labor, United States Department of Labor, and  
 27 Defendant, National Emergency Medical Services Association, through its counsel of record,  
 28 respectfully request a continuance of the following deadlines as follows:

	<u>Current Deadline</u>	<u>Stipulated Extension</u>
Non-Expert Discovery	May 23, 2012	June 19, 2012
Non-Dispositive Motions	May 30, 2012	June 26, 2012

29 The parties respectfully submit that good cause exists for the extension for the following  
 30 reasons:

1           1.       Settlement Negotiations. The parties have commenced discussions of a possible  
2 settlement of this matter as well as the related action, *Solis v. NEMSA*, Case No. 1:11-cv-01929-  
3 LJO-DLB. The parties desire to delay further discovery, and the costs attendant therewith,  
4 during the course of continued negotiations, but are prepared to complete discovery if  
5 negotiations are not productive in the next two weeks.

7           2.       Substitution of Attorneys. Recently, Attorney Geoffrey Evers substituted into  
8 this case as counsel for NEMSA. Mr. Evers accurately certified in the substitution documents  
9 that his substitution into the case will not (and has not) delayed the proceedings in this matter.  
10 However, as the parties focus on settlement negotiations, the parties submit that the interests of  
11 justice are best served if NEMSA's new counsel is permitted to address settlement options first  
12 and then focus on the remaining discovery to be completed.

14           3.       Remaining Depositions. There are only a select number of depositions  
15 remaining to be completed, including the deposition of NEMSA's principal, Torren Colcord.  
16 As reported to this Court in the prior stipulation filed March 22, 2012, Mr. Colcord's deposition  
17 has been difficult to schedule because of his limited schedule (as well as the limited schedule of  
18 the attorneys for both parties). This and any additional remaining discovery will be completed  
19 by the proposed deadline of June 19.  
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**ORDER**

The Court adopts the parties' stipulation IN PART. IT IS HEREBY ORDERED that the non-expert discovery deadline be moved from May 23, 2012, to June 19, 2012, and the non-dispositive motion deadline be moved from May 30, 2012, to June 20, 2012.<sup>1</sup> All other orders contained in this Court's scheduling order issued on September 9, 2011 remain in full force and effect. (Doc. 61). Counsel are advised that future requests to modify the scheduling order will be looked upon with disfavor as the pretrial conference is set for September 6, 2012, and the trial is set for October 23, 2012.

IT IS SO ORDERED.

**Dated: May 23, 2012**

/s/ Gary S. Austin  
UNITED STATES MAGISTRATE JUDGE

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<sup>1</sup> The non-dispositive motion deadline is designated as June 20, 2012 because the dispositive motion deadline is also June 20, 2012.