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6 Attorneys for Defendant THE AMERICAN
7 INSURANCE COMPANY

8 UNITED STATES DISTRICT COURT
9 EASTERN DISTRICT OF CALIFORNIA – FRESNO DIVISION

11 THE MEAT MARKET, INC., dba
12 STATE CENTER FOODS,

13 Plaintiff,

14 vs.

15 THE AMERICAN INSURANCE
16 COMPANY and DOES 1 through 50,
17 inclusive,

18 Defendants.

No. 1:11-CV-00983-AWI DLB

**STIPULATION AND ORDER TO
CONTINUE TRIAL DATE AND
PRE-TRIAL DEADLINES**

Trial Date: December 2, 2012

1 TO THE HONORABLE DENNIS L. BECK, UNITED STATES DISTRICT COURT
2 MAGISTRATE JUDGE:

3 **STIPULATION**

4 WHEREAS, Plaintiff THE MEAT MARKET, INC. and Defendant THE
5 AMERICAN INSURANCE COMPANY desire to continue the trial date and all related
6 pre-trial dates in this matter, on the following grounds:

7 1. Counsel for both parties have worked diligently and amicably to complete
8 written discovery and schedule percipient depositions, but depositions and a site inspection
9 are not yet complete.

10 2. As set forth in detail in the declaration of Theodore W. Hoppe, counsel for
11 Plaintiff have more than 15 trials in other matters set for August, September, November
12 and December 2012, and due to scheduling and preparation issues related to the other
13 trials, counsel find that they cannot meet the existing deadlines and adequately prepare for
14 trial in this matter.

15 3. This would be the first trial continuance in this matter.

16 NOW, THEREFORE, by and through their undersigned counsel of record, Plaintiff
17 THE MEAT MARKET, INC. and Defendant THE AMERICAN INSURANCE
18 COMPANY hereby stipulate to the following:

19 1. The discovery cut-off for percipient depositions already noticed and a site
20 inspection is continued to November 2, 2012;

21 2. The last day for the parties to disclose expert witnesses with reports is
22 continued to November 23, 2012;

23 3. The last day for the parties to disclose supplemental expert witnesses with
24 reports is continued to December 7, 2012;

25 4. The last day for dispositive motions to be heard is continued to February 22,
26 2013;

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- 5. The final pre-trial conference is continued to April 5, 2013; and
- 6. The trial date is continued to May 13, 2013.

DATED: August 10, 2012

**FORAN GLENNON PALANDECH
PONZI & RUDLOFF PC**

By: /s/ Kathleen M. DeLaney
Marjie D. Barrows
Kathleen M. DeLaney

Attorneys for Defendant
**THE AMERICAN INSURANCE
COMPANY**

DATED: August 10, 2012

HOPPE LAW GROUP

By: /s/ Theodore W. Hoppe
Theodore W. Hoppe
Barbara J. Rueger

Attorneys for Plaintiff
**THE MEAT MARKET, INC., dba STATE
CENTER FOODS**

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ORDER

IT IS HEREBY ORDERED, pursuant to the Stipulation of the parties, as follows:

1. The discovery cut-off for percipient depositions already noticed and a site inspection is continued to November 2, 2012;
2. The last day for the parties to disclose expert witnesses with reports is continued to November 23, 2012;
3. The last day for the parties to disclose supplemental expert witnesses with reports is continued to December 7, 2012;
4. The last day for dispositive motions to be heard is continued to February 22, 2013;
5. The final pre-trial conference is continued to April 5, 2013 at 8:30am; and
6. The trial date is continued to May 23, 2013 at 8:30am.

IT IS SO ORDERED.

Dated: August 13, 2012



CHIEF UNITED STATES DISTRICT JUDGE