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Attorneys for Defendant  
NATIONAL RAILROAD PASSENGER  
CORPORATION (AMTRAK)

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA—FRESNO DIVISION

CHARLES STINES; JANET R. STINES

Plaintiffs,

vs.

"AMTRAK" aka NATIONAL  
RAILROAD PASSENGER  
CORPORATION and DOES 1  
THROUGH 100 INCLUSIVE

Defendants.

Case No. 1:13-CV-00522-LJO-MJS

**STIPULATION AND ORDER TO CHANGE  
THE DATE OF THE SETTLEMENT  
CONFERENCE BEFORE A MAGISTRATE  
JUDGE**

The parties to this action, by and through their respective counsel, hereby stipulate and request that the Court vacate the Settlement Conference before Magistrate Judge Gary S. Austin set for January 16, 2014 at 10:30 a.m. and reschedule the Settlement Conference for a date in March, 2014. This stipulation shall not affect the pre-trial conference and trial dates.

Good cause exists for the requested date change because the parties have been unable to engage in sufficient discovery to allow meaningful settlement discussions to occur. Plaintiff's counsel has requested additional time to respond to Defendant's written discovery and request for document production. Accordingly, Defendant has been unable to obtain or subpoena Plaintiff's

medical records. Without a careful review of Plaintiff's medical records, settlement discussions will be futile. Setting the Settlement Conference for a date in March will allow the parties sufficient time to obtain the records and documentation necessary to evaluate the case and engage in meaningful settlement discussions. The parties are confident that postponing the Settlement Conference until a date in March will provide the parties enough time to adequately prepare to discuss settlement. Accordingly, it is in the parties and the Court's best in interest to postpone the Settlement Conference until March.

Dated: January 7, 2014

DANIEL L. HARRALSON LAW  
CORPORAION

By: /s/ Daniel L. Harralson  
DANIEL L. HARRALSON  
Attorney for Plaintiffs,  
CHARLES STINES and JANET R.  
STINES

Dated: January 7, 2014

LOMBARDI, LOPER & CONANT, LLP

By: /s/ Kara Abelson  
KARA ABELSON  
Attorney for Defendant,  
NATIONAL RAILROAD PASSENGER  
CORPORATION

**ORDER**

The Stipulation to Change the Date of the Settlement Conference Before a Magistrate Judge, having been presented to the Court, and good cause appearing therefore, it is hereby ordered as follows:

- 1) The Settlement Conference now set for Thursday, January 16, 2014 at 10:30 a.m. is RESET to **Thursday, March 27, 2014 at 10:30 a.m.** in Courtroom 10 before Magistrate Judge Gary S. Austin.

IT IS SO ORDERED.

Dated: **January 8, 2014**

**/s/ Gary S. Austin**  
UNITED STATES MAGISTRATE JUDGE