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8 NATIONAL RAILROAD PASSENGER  
CORPORATION (AMTRAK)  
9

10 UNITED STATES DISTRICT COURT  
11 EASTERN DISTRICT OF CALIFORNIA—FRESNO DIVISION  
12

13 CHARLES STINES; JANET R. STINES

14 Plaintiffs,

15 vs.

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

19 Defendants.

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

**STIPULATION AND ORDER TO EXTEND  
DISCOVERY AND DISPOSITIVE MOTION  
DEADLINES**

20  
21 **STIPULATION**

22 Plaintiffs Charles Stines and Janet R. Stines and Defendant National Railroad Passenger  
23 Corporation ("Amtrak"), by and through their attorneys of record, hereby stipulate to extend the  
24 deadlines set by the Court in its Scheduling Order dated October 17, 2013. This stipulation shall  
25 not affect the pre-trial conference and trial dates.

26 Good cause exists for the requested extensions because plaintiffs have not yet provided  
27 authorizations for the release of pertinent medical records, which are necessary to obtain prior to  
28 taking their depositions. This has required the parties to postpone the depositions and further

1 written discovery. The lack of available medical records has further delayed expert discovery, as  
2 the records are required for expert analysis. Moreover, plaintiffs requested and were granted  
3 multiple extensions to respond to written discovery, which has likewise delayed the discovery  
4 process.

5 Although the parties have been diligently working to complete discovery, they will require  
6 additional time to engage in both expert and non-expert discovery so that meaningful settlement  
7 discussions may occur and the parties may adequately prepare their case for trial, if necessary.  
8 Accordingly, additional time is needed to receive and review plaintiffs' complete medical files  
9 and to subsequently conduct plaintiffs' depositions. The parties do not anticipate filing  
10 dispositive motions in this matter, but do request that the dispositive motion filing deadline and  
11 hearing date be continued in accordance with the new discovery deadlines so that the parties have  
12 adequate time to prepare a motion for summary judgment or adjudication, if necessary, after the  
13 close of all discovery.

14 Based on the foregoing, the parties stipulate to the following continuances:

- 15 1. The deadline to complete non-expert discovery in compliance with Rule 26 shall  
16 be extended from February 28, 2014 to **April 15, 2014**.
- 17 2. The deadline to serve expert witness disclosures and expert reports in compliance  
18 with Rule 26(a)(2)(B) shall be extended from March 14, 2014 to **May 2, 2014**.
- 19 3. The deadline to complete all expert discovery, including depositions of expert  
20 witnesses, shall be extended from April 28, 2014 to **June 16, 2014**.
- 21 4. The deadline to file, serve, and notice all non-dispositive motions shall be  
22 extended from April 28, 2014 to **June 16, 2014**.
- 23 5. The deadline to file, serve, and notice all dispositive motions shall be extended  
24 from May 28, 2014 to **June 30, 2014**.

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Dated: February 14, 2014

DANIEL HARRALSON LAW FIRM

By: /s/ Daniel Harralson  
DANIEL HARRALSON  
Attorneys for Plaintiffs

Dated: February 14, 2014

LOMBARDI, LOPER & CONANT, LLP

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

**ORDER**

WHEREAS, good cause exists for the relief requested herein, the Court hereby makes the foregoing Stipulation the Order of this Court.

IT IS SO ORDERED.

Dated: February 18, 2014

/s/ Michael J. Seng  
UNITED STATES MAGISTRATE JUDGE