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**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

SCOTT R. JAMES,

Plaintiff,

v.

KIMBERLY GRANGER, an individual,

Defendant.

CASE NO.: 1:13-cv-00983-AWI-SKO

**STIPULATED JOINT REQUEST FOR
CONTINUANCE OF TRIAL AND
RELATED DATES AND ORDER
THEREON**

Trial Date: October 20, 2015

The parties, by and through their counsel, agree and jointly request that this Court enter an order continuing the trial date for not less than six months, and requesting a further scheduling conference to set new dates upon the Court's identification of the new trial date.

RECITALS

WHEREAS, trial in this matter is set for October 20, 2015; and,

WHEREAS, discovery cut-off in this matter is March 9, 2015; and,

WHEREAS, most discovery, particularly Defendant's deposition, was delayed until this new year to allow Defendant to tend to her health and the health of her child; and,

WHEREAS, this discovery was not delayed by dilatory or otherwise improper conduct by either party or their counsel, but was in truth necessitated by

1 the medical needs of a party; and,

2 WHEREAS, Counsel for both parties agree to a six-month continuance of the
3 matter to allow for a proper effort at discovery; then,

4 The parties hereby agree to the following:

5 **STIPULATION**

6 1. Trial in this matter is continued until April 26, 2016 or such time
7 thereafter as the Court determines to be proper.

8 2. Discovery in this matter may continue pending the entry of a new
9 discovery cut-off date.

10 3. The parties shall meet and confer, and thereafter submit a joint
11 scheduling report to the Court within two calendar weeks of the Court's entry of
12 this stipulated order for the determination of new dates, including discovery and
13 motion practice deadlines.

14 4. The parties shall either submit to the Court's entry of the joint
15 scheduling report as its order or will otherwise attend a further joint scheduling
16 conference as directed by the Court.

17 Dated: February 18, 2015 KAMALA D. HARRIS
18 ATTORNEY GENERAL OF CALIFORNIA

19 By: /s/ Catherine Woodbridge Guess
20 Catherine Woodbridge Guess
21 Attorneys for Defendant
KIMBERLY GRANGER

22 DATED: February 18, 2015 HERR PEDERSEN & BERGLUND LLP

23 By: /s/ Leonard C. Herr
24 LEONARD C. HERR
25 Attorneys for Plaintiff
SCOTT R. JAMES

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1 **ORDER CONTINUING TRIAL ON STIPULATION OF THE PARTIES**

2 The Court, after considering the stipulation of the parties and the reason
3 therefore does hereby order:

4 1. Trial in this matter is continued until April 26, 2016.

5 2. Discovery in this matter may continue pending the entry of a new
6 discovery cut-off date.

7 3. The parties shall meet and confer, and thereafter submit a joint
8 scheduling report to the Court within two calendar weeks of the Court's entry of
9 this stipulated order for the determination of new dates, including discovery and
10 motion practice deadlines.

11 4. The parties shall submit to the Court's entry of the joint scheduling
12 report as its order or will otherwise attend a further joint scheduling conference as
13 directed by the Court after submission of that report.

14
15 IT IS SO ORDERED.

16 Dated: February 19, 2015



SENIOR DISTRICT JUDGE