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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

PACIFIC MARINE CENTER, INC., a
California corporation, and SONA
VARTANIAN, an individual,

Plaintiff,

vs.

PHILADELPHIA INDEMNITY INSURANCE
COMPANY, a Pennsylvania corporation, and
DOES 1 through 10, inclusive,

Defendant.

Case No.: 1:13-CV-00992-AWI-SKO

STIPULATION AND ORDER RE
DISCOVERY CUT-OFF AND
AMENDMENT OF SCHEDULING
ORDER

WHEREAS, the parties through their respective counsel note that this is the parties' fifth stipulation and request to reset discovery dates;

WHEREAS, the parties note that they have each aggressively pursued discovery in the instant case; however, there are voluminous documents in this case, a number of witnesses who matter to the case, and a multitude of material issues;

WHEREAS, there are two additional non-party witnesses identified subsequent to the last stipulation and order regarding discovery, whose depositions should be taken for this case, but despite diligent efforts over the last two weeks to serve one of such witnesses, a Los Angeles attorney, they have not yet been served;

WHEREAS, the parties through their respective counsel have scheduled a Settlement Conference before the Honorable Barbara McAuliffe, United States Magistrate Judge, on November 2nd this year;

WHEREAS, under the current schedule, the parties must provide expert reports on October

1 30, 2015, attend the settlement conference on November 2, 2015, counter-designate experts on
2 November 5, 2015, complete expert deposition discovery by November 12, 2015 and file non-
3 dispositive and dispositive motions by November 16, 2015, and counsel do not believe that they
4 will be able to accomplish those tasks in that limited time period;

5 WHEREAS, after meeting and conferring, the counsel have agreed to seek the extensions on
6 scheduling dates proposed hereinbelow;

7 **WHEREAS, the parties through their respective counsel consequently ask for the**
8 **Court's additional indulgence to grant another request to extend the discovery, motion and**
9 **expert cutoffs;**

10 NOW, THEREFORE, it is hereby stipulated by Plaintiffs and Defendant, by and through
11 their respective counsel of record, as follows:

- 12 1. The various deadlines for discovery and pre-trial and trial dates currently set shall be
13 continued for some two weeks, more or less, to the following dates, or such other dates
14 in reasonable proximity thereto convenient to the Court's schedule, as follows:

15 Court Settlement Conference date: November 2, 2015.

16 Non Expert Discovery cutoff: November 9, 2015.

17 Expert Disclosure: November 13, 2015.

18 Supplemental Expert Disclosure: November 24, 2015.

19 Expert Discovery cutoff: December 3, 2015.

20 Non Dispositive Motions:

21 Filing: December 7, 2015.

22 Hearing: January 6, 2016.

23 Dispositive Motions:

24 Filing: December 7, 2015

25 Hearing: January 11, 2016.

26 Pre-Trial Conference: January 27, 2016, at 10:00 a.m., Courtroom 2.

27 Trial: March 22, 2016, at 8:30 a.m., Courtroom 2.

- 28 2. The Case Scheduling Order, dated November 26, 2013, and the Order Re Discovery Cut-

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Expert Disclosure: November 13, 2015

Supplemental Expert Disclosure: November 24, 2015

Expert Discovery cutoff: December 3, 2015

Non Dispositive Motions:

Filing: December 7, 2015

Hearing: January 6, 2016

Dispositive Motions:

Filing: December 7, 2015

Hearing: January 11, 2016

Pre-Trial Conference: August 8, 2016, at 10:00 a.m., Courtroom 2

Trial: October 18, 2016, at 8:30 a.m., Courtroom 2

IT IS SO ORDERED.

Dated: October 22, 2015

/s/ Sheila K. Oberto
UNITED STATES MAGISTRATE JUDGE