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Attorneys for Defendants  
9 CITY OF MODESTO, JERRY RAMAR, JAIME COX, BEN KROUTIL,  
10 JOSEPH BOTTOMS, TOM CICCARELLI and JEANNE CHANDLER

11 UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

12 HARVEY HOLCOMB,

13 Plaintiff,

14 v.

15 JERRY RAMAR, a Modesto police officer;  
16 OFFICER KROUTIL, a Modesto police officer;  
OFFICER COX, a Modesto police officer;  
17 OFFICER BOTTOMS, a Modesto police  
officer; OFFICER CICCARELLI, a Modesto  
18 police officer; J. CHANDLER, a Modesto  
police officer; JOHN DOE and RICHARD  
19 ROE, Modesto police officers, the true names  
and exact numbers of whom are unknown at this  
20 time; CITY OF MODESTO, a municipal  
corporation,

21 Defendants.

Case No: 1:13-cv-01102-AWI-SKO

**STIPULATION AND ORDER AMENDING  
SCHEDULING ORDER**

1 Plaintiff Harvey Holcomb, and Defendants Jerry Ramar, Officer Kroutil, Officer Cox,  
2 Officer Bottoms, Officer Ciccarelli, J. Chandler, and City of Modesto (collectively, the “Parties”)  
3 hereby agree and stipulate as follows:

4 Whereas, on October 21, 2014 the Court entered an order amending its Scheduling Order  
5 (Docket No. 30), which set the following case deadlines:

- 6 1. Fact discovery cutoff: March 13, 2015
- 7 2. Disclosure of expert witnesses: March 27, 2015
- 8 3. Disclosure of supplemental expert witnesses: April 10, 2015
- 9 4. Non-dispositive motion filing deadline: May 1, 2015
- 10 5. Dispositive motion hearing deadline: June 8, 2015
- 11 6. Pre-trial conference date: July 29, 2015 at 8:30 a.m. in Courtroom 2
- 12 7. Trial date: September 22, 2015 at 8:30 a.m. in Courtroom 2;

13 Whereas, lead counsel for Defendants, Kevin Gilbert, recently left employment with the  
14 law firm representing Defendants, and on February 23, 2015 a Notice of Designation of Counsel  
15 was filed by Defendants designating a new lead counsel for Defendants, Blake Loeb;

16 Whereas, discovery regarding the defendant officers has been delayed due to the departure  
17 of Mr. Gilbert and pending negotiation and entry of a stipulated protective order, which was filed  
18 in amended form on February 27, 2015;

19 Whereas, Defendants have learned of the need to file an amended answer to assert the  
20 affirmative defense of qualified immunity, and Plaintiff has stipulated to the filing of an amended  
21 answer reflecting same, which amended answer will be filed pursuant to stipulation on or shortly  
22 after March 2, 2015;

23 Whereas, good cause exists based upon the foregoing to continue the trial and pretrial dates  
24 identified above by 90 days so that the Parties can complete fact discovery and prepare this case  
25 for trial without prejudice to either party;

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1 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED by and between the  
2 Parties, through their undersigned counsel of record, subject to the approval of the Court, to  
3 amend the Scheduling Order as follows:

- 4 1. Fact discovery cutoff: June 12, 2015
- 5 2. Disclosure of expert witnesses: June 26, 2015
- 6 3. Disclosure of supplemental expert witnesses: July 10, 2015
- 7 4. Expert discovery cutoff: August 7, 2015
- 8 5. Non-dispositive motion filing deadline: July 31, 2015
- 9 6. Dispositive motion hearing deadline: September 7, 2015
- 10 7. Pre-trial conference date: November 4, 2015 at 10:00 a.m. in Courtroom 2
- 11 8. Trial date: January 12, 2016 at 8:30 a.m. in Courtroom 2.

12 IT IS SO STIPULATED.

13 DATED: March 2, 2015

MEYERS, NAVE, RIBACK, SILVER & WILSON

14  
15 By: /s/ Kevin P. McLaughlin

16 Kevin P. McLaughlin  
17 Attorney for Defendants  
18 CITY OF MODESTO, JERRY RAMAR,  
19 JAIME COX, BEN KROUTIL, JOSEPH  
20 BOTTOMS, TOM CICCARELLI  
21 and JEANNE CHANDLER

22 DATED: March 2, 2015

LAW OFFICES OF ANTHONY BOSKOVICH

23 By: /s/ Anthony Boskovich

24 Anthony Boskovich  
25 Attorney for Plaintiff  
26 HARVEY HOLCOMB

27 The filer, Kevin P. McLaughlin, attests that all other signatories listed on whose behalf this  
28 filing is submitted concur in the filing's content and have authorized the filing.


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**ORDER**

Good cause appearing, the Court hereby adopts the Stipulation of the parties as an Order of the Court.

IT IS SO ORDERED.

Dated: March 2, 2015

  
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SENIOR DISTRICT JUDGE