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5 Attorneys for Defendants
 6 YRC INC. and ROADWAY REVERSE LOGISTICS, INC.

7
 8 UNITED STATES DISTRICT COURT
 9 EASTERN DISTRICT OF CALIFORNIA

10 STARR INDEMNITY & LIABILITY) COMPANY, a corporation,) 11) Plaintiff,) 12) v.) 13) YRC INC., a corporation; ROADWAY) 14 REVERSE LOGISTICS, INC., a) corporation; and DOES ONE through) 15 FIFTEEN,) 16) Defendants.) 17 _____)	Case No. 1:13-CV-01996-AWI-GSA STIPULATION RE FURTHER EXTENSION OF DISCOVERY DEADLINES AND CORRESPONDING EXTENSION OF MOTION-FILING DEADLINE; AND ORDER THEREON Trial Date: March 24, 2015
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18 IT IS HEREBY STIPULATED by and between the parties to this
 19 action, plaintiff Starr Indemnity & Liability Company (“Starr Indemnity”) and
 20 defendants YRC Inc. (“YRC”) and Roadway Reverse Logistics, Inc. (collectively
 21 “defendants”), through their respective counsel of record, that the discovery
 22 deadlines in this case be extended an additional month to enable the parties
 23 to complete discovery, the progress of which has been hampered to date by a
 24 failure of cooperation of an essential third party, as more fully described
 25 below; and that the motion-filing deadline be correspondingly extended.

1 Specifically, the parties respectfully request that the non-expert
2 discovery cut-off and expert disclosure date be continued from September 8,
3 2014 to October 10, 2014; that the rebuttal expert disclosure deadline be
4 continued from September 22, 2014 to October 24, 2014; that the expert
5 discovery cut-off date be continued from October 20, 2014 to November 21,
6 2014; and that, based upon such continuances, the date for the filing of non-
7 dispositive and dispositive motions be continued from October 24, 2014 to
8 November 24, 2014, with the pretrial conference and trial dates and all other
9 orders contained in the Court's scheduling order issued on February 14, 2014
10 remaining in full force and effect.

11 Good cause exists for this joint request. This case involves a
12 request for reimbursement by plaintiff Starr Indemnity of sums paid to its
13 insured for the alleged damage to two pieces of machinery transported by
14 defendant YRC from Clovis, California to Chandler, Arizona in October 2012.
15 Having coordinated the plans with plaintiff, defendants served deposition
16 subpoenas upon three witnesses from the company from whom the machinery
17 was received to address factual questions central to defendants' defense
18 position. However, none of the witnesses appeared for the scheduled
19 depositions or notified counsel that no witnesses would appear. Steps are now
20 being taken to reschedule such depositions and/or to gather the necessary
21 information informally. Plaintiff's counsel has agreed to hold its noticed Rule
22 30(b)(6) deposition of defendant YRC in abeyance until the completion of such

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1 non-party discovery process, provided that the requested extensions are
2 granted. The parties seek additional time to complete both steps, with the aim
3 of resolving the case through the use of the information gathered in such
4 process.

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6 Dated: August 22, 2014

SCOPELITIS, GARVIN, LIGHT, HANSON
& FEARY, LLP

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9 By: /s/ Kathleen C. Jeffries
Kathleen C. Jeffries
10 Attorneys for Defendants
YRC INC. and ROADWAY REVERSE
11 LOGISTICS, INC.

12 Dated: August 21, 2014

GIBSON ROBB & LINDH, LLP

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14 By: /s/ Konstantin Savransky (as
authorized on August 21, 2014)
Konstantin Savransky
15 Attorneys for Plaintiff
16 STARR INDEMNITY & LIABILITY
COMPANY

17
18 ORDER

19 The Court has reviewed the joint request and adopts the parties'
20 stipulation in part. The Court has made slight modifications to the deadlines
21 because the dates proposed by the parties affect the pretrial and the trial
22 dates.¹ Accordingly, the scheduling order issued on February 6, 2014 (Doc.
23 10) is modified as follows:

24 The non-expert discovery cut-off is October 10, 2014;

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26 ¹ The Court requires certain spacing between the filing of motions so that there is ample time for rulings to be
made.

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The expert disclosure deadline is October 10, 2014;
The rebuttal expert is October 24, 2014;
The expert discovery cut-off date is November 21, 2014;
The deadline for filing non-dispositive motions is November 24, 2014;
The deadline for filing dispositive motions is January 2, 2015.

The pretrial conference and the trial dates are VACATED and will be reset after a ruling on the dispositive motions.

All other orders contained in the Court’s scheduling order issued on February 14, 2014 (Doc. 10) remain in full force and effect. A review of this case indicates that it may be ripe for settlement once the discovery is completed. The parties are strongly encouraged to notify the Court if settlement is a viable option.

Dated: August 28, 2014 **/s/ Gary S. Austin**