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8 **UNITED STATES DISTRICT COURT**
9 **EASTERN DISTRICT OF CALIFORNIA**
10

11 ROBERT FEIGER,) No. 1:14-cv-01920-DAD-EPG
12 Plaintiff,) **STIPULATION TO AMEND**
13 vs.) **SCHEDULING ORDER; ORDER**
14 MARLENE SMITH, et al.,)
15 Defendants.)
16

17 Plaintiff, Robert Feiger (“Plaintiff”), and Defendants, Natalie Clark, Marlene
18 Robicheaux-Smith, and Antoneya Graves (“Defendants,” and together with Plaintiff, “the
19 Parties”), together request that the Court amend the Scheduling Order as follows:

20 **WHEREAS**, attorney Tanya Moore of the Mission Law Firm, A.P.C., was appointed
21 pro bono counsel for Plaintiff on April 4, 2017 (Dkt. 73);

22 **WHEREAS**, a telephonic Discovery Status Conference is set for August 7, 2017 in this
23 matter;

24 **WHEREAS**, Plaintiff’s counsel has required time to review the voluminous documents
25 in the case, and meeting and communicating with Plaintiff has taken Plaintiff’s counsel
26 significant time due to Plaintiff’s incarceration, such that Plaintiff will be unable to conduct the
27 necessary discovery in time to comply with the current deadlines set by this Court’s
28 Scheduling Order, dated March 9, 2017 (Dkt. 65);

STIPULATION TO AMEND SCHEDULING ORDER; ORDER

1 **NOW, THEREFORE, THE PARTIES, THROUGH THEIR RESPECTIVE**
2 **COUNSEL, HEREBY STIPULATE AND AGREE** to amend the Scheduling Order as
3 follows:

<u>Event</u>	<u>Current Date</u>	<u>New Date</u>
Non-expert discovery cutoff	September 29, 2017	November 10, 2017
Expert discovery cutoff	December 20, 2017	January 31, 2018
Expert disclosures	October 31, 2017	December 12, 2017
Rebuttal expert disclosures	November 30, 2017	January 11, 2018
Dispositive motion filing deadline	February 28, 2018	April 11, 2018

11 The Parties additionally stipulate to continue the Discovery Status Conference set for
12 August 7, 2017, to a date on or around October 16, 2017 at the Court's convenience.
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14 All other requirements set forth in the Scheduling Order relating to the above shall
15 remain unchanged, including the pre-trial and trial dates.

16 **IT IS SO STIPULATED.**

17 Dated: July 13, 2017

MISSION LAW FIRM, A.P.C.

/s/ Tanya E. Moore

Tanya E. Moore
Attorney for Plaintiff,
Robert Feiger

21 Dated: July 13, 2017

LeBEAU – THELEN, LLP

/s/ Thomas P. Feher

Thomas P. Feher
Attorneys for Defendant,
Natalie Clark

26 Dated: July 13, 2017

RIVERA & ASSOCIATES

/s/ Jonathan B. Paul

Jonathan B. Paul
Attorneys for Defendant,
Marlene Robicheaux-Smith

STIPULATION TO AMEND SCHEDULING ORDER; ORDER

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Dated: July 13, 2017

WILLIAMS & ASSOCIATES

/s/ Martha M. Stringer
Martha M. Stringer
Attorneys for Defendant,
Antoneya Graves

ORDER

The Parties having so stipulated and good cause appearing,

IT IS HEREBY ORDERED that the Scheduling Order, dated March 9, 2017 (ECF No. 65), is amended as follows:

<u>Event</u>	<u>Current Date</u>	<u>New Date</u>
Non-expert discovery cutoff	September 29, 2017	November 10, 2017
Expert discovery cutoff	December 20, 2017	January 31, 2018
Expert disclosures	October 31, 2017	December 12, 2017
Rebuttal expert disclosures	November 30, 2017	January 11, 2018
Dispositive motion filing deadline	February 28, 2018	April 11, 2018

IT IS FURTHER ORDERED that the Telephonic Discovery Status Conference currently set for August 7, 2017, is continued to October 19, 2017, at 2:00 p.m. in Courtroom 10 before Magistrate Judge Erica P. Grosjean. The Parties have leave to appear by phone. To join the conference, each party is directed to call the toll-free number (888) 251-2909 and use Access Code 1024453. Up until two weeks before the discovery conference, the parties may file a motion to compel further discovery responses. One week before the discovery conference, the responding party may file a response to the motion to compel. The motion should include a copy of the request(s) and any response to the request(s) at issue. Unless there is a need for discovery prior to the discovery conference, motions to compel will not be considered until the discovery conference. Motions to compel will not be permitted after the discovery conference absent good cause. The parties should be prepared to address all

1 discovery disputes at the discovery conference.

2 All other requirements set forth in the Scheduling Order relating to the above shall
3 remain unchanged, including the pre-trial and trial dates.

4 These revised dates should be considered as firm. No further extensions of these
5 deadlines will be granted absent a showing of good cause and a scheduling conference with the
6 Court.

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8 IT IS SO ORDERED.

9 Dated: July 14, 2017

10 /s/ Eric P. Gray
11 UNITED STATES MAGISTRATE JUDGE
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