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6 Attorneys for Plaintiff KENNETH LOFTIS, JR.

**FILED**

**JUN 29 2015**

CLERK, U.S. DISTRICT COURT  
 EASTERN DISTRICT OF CALIFORNIA  
 BY \_\_\_\_\_  
 DEPUTY CLERK

7 UNITED STATES DISTRICT COURT  
 8 EASTERN DISTRICT OF CALIFORNIA

11 KENNETH LOFTIS, JR.,

12 Plaintiff,

13 vs.

14 WASHINGTON TEAMSTERS  
 15 WELFARE TRUST and DOES 1  
 through 50, inclusive,

16 Defendants.

CASE NO.: 1:15-cv-00422-SMS

JOINT STIPULATION OF THE  
 PARTIES REGARDING BRIEFING  
 ON CROSS MOTIONS FOR  
 SUMMARY JUDGMENT

(Filed Concurrently with Proposed  
 Order)

Date: Sept. 8, 2015  
 Time: 1:00 p.m.  
 Courtroom: 1  
 Honorable Sandra M. Snyder

19 IT IS HEREBY STIPULATED by and between the parties hereto, through  
 20 their respective attorneys of record that written briefs be filed by the parties,  
 21 preparatory to the Trial/Cross Motions for Summary Judgment set for hearing on  
 22 September 8, 2015, at 1:00 p.m. in Courtroom 1 of this Court, in accordance with  
 23 the following time-line:

<u>Date</u>	<u>Event</u>
25 July 27, 2015:	Last day for Defendant to file and serve the 26 Administrative Record (consecutively paginated), under 27 seal;
28 August 12, 2015:	Last day for the parties to file and serve their respective

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Opening Briefs;  
August 26, 2015: Last day for the parties to file and serve their respective  
Responsive Briefs;  
September 2, 2015: Last day for the parties to file and serve their respective,  
optional Reply Briefs.

The parties have agreed to forego serving Separate Statements of  
Uncontroverted and Controverted Facts. Defendant WASHINGTON  
TEAMSTERS WELFARE TRUST has also agreed to waive oral argument.  
Plaintiff KENNETH LOFTIS, JR. requests oral argument on this case.

IT IS SO STIPULATED:

DATED: June 26, 2015                      LAW OFFICES OF GARY L. TYSCH  
  
By: \_\_\_\_\_ /s/  
GARY L. TYSCH  
Attorneys for Plaintiff KENNETH  
LOFTIS, JR.

DATED: June 26, 2015                      REID, MCCARTHY, BALLEW & LEAHY,  
LLP  
  
By: \_\_\_\_\_ /s/  
THOMAS A. LEAHY  
RUSSELL J. REID  
Attorneys for Defendant  
WASHINGTON TEAMSTERS  
WELFARE TRUST

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6 Attorneys for Plaintiff KENNETH LOFTIS, JR.

7 UNITED STATES DISTRICT COURT  
8 EASTERN DISTRICT OF CALIFORNIA  
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11 KENNETH LOFTIS, JR.,

12 Plaintiff,

13 vs.

14 WASHINGTON TEAMSTERS  
15 WELFARE TRUST and DOES 1  
through 50, inclusive,

16 Defendants.  
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CASE NO.: 1:15-cv-00422-SMS

ORDER REGARDING BRIEFING  
ON CROSS MOTIONS FOR  
SUMMARY JUDGMENT/TRIAL

Date: Sept. 8, 2015  
Time: 1:00 p.m.  
Courtroom: 1  
Honorable Sandra M. Snyder

19 Good cause appearing and based upon the Stipulation of the Parties:

20 IT IS HEREBY ORDERED that the following time-line be adopted for  
21 briefing on the Trial/Cross Motions for Summary Judgment set for hearing on  
22 September 8, 2015, at 1:00 p.m. in this Court:

<u>Date</u>	<u>Event</u>
24 July 27, 2015:	Last day for Defendant to file and serve the 25 Administrative Record (consecutively paginated), under 26 seal;
27 August 12, 2015:	Last day for the parties to file and serve their respective 28 Opening Briefs (without Statements of Controverted and


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Uncontroverted Facts);

August 26, 2015: Last day for the parties to file and serve their respective  
Responsive Briefs;  
September 2, 2015: Last day for the parties to file and serve their respective,  
optional Reply Briefs.

IT IS SO ORDERED.

DATED: ~~July~~, 2015  
*June 29*

By:   
SANDRA M. SNYDER  
MAGISTRATE JUDGE