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5 Attorney for Plaintiff
Jose Escobedo

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

18 WHEREAS, a Mandatory Scheduling Conference in this action is currently set for July
19 1, 2015;

20 WHEREAS, a joint scheduling report must be filed by all parties by June 24, 2015,
21 pursuant to the Court's Order Setting Mandatory Scheduling Conference Requiring the Parties
22 to Confer Pursuant to F.R.Civ.P. 26(f) (Dkt. 3);

23 WHEREAS, Defendant, John Gottschalk dba Gottschalk's Music Center ("Gottschalk"),
24 is the only defendant who has appeared in the action to date;

25 WHEREAS, Defendants Donal J. Garner and Mary Lou Garner were dismissed from the
26 action without prejudice on April 16, 2015 (Dkt. 5);

27 WHEREAS, Plaintiff, Jose Escobedo (“Plaintiff,”) and together with Gottschalk, “the
28 Parties”) has been unable to effect service of the summons and complaint to date on the sole

**STIPULATION FOR CONTINUANCE OF MANDATORY SCHEDULING CONFERENCE;
[PROPOSED] ORDER**

1 remaining defendant who has not appeared or been dismissed, Ronald D. Deaver, Trustee of the
2 Ronald D. Deaver Revocable Trust, established September 1, 2014 (“Deaver”), but expects that
3 service on Deaver can be effected within the next three weeks;

4 WHEREAS, since Deaver has not yet been served, his responsive pleading will not be
5 due by the time of the July 1, 2015, scheduling conference;

6 WHEREAS, the Parties have not been able to meet and confer with Deaver to date as
7 Deaver has not yet made an appearance in the action nor contacted counsel for the Parties;

8 NOW, THEREFORE, the Parties, by and through their respective counsel, stipulate to a
9 continuance of the Mandatory Scheduling Conference currently set for July 1, 2015, to
10 September 2, 2015, at 1:30 p.m., to allow time for Deaver to be served with the summons and
11 complaint and to make an appearance, and for the Parties to meet and confer with Deaver and
12 file a joint scheduling report.

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14 Date: June 22, 2015 MOORE LAW FIRM, P.C.

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16 */s/ Tanya E. Moore* _____

17 Tanya E. Moore
18 Attorney for Plaintiff
19 Jose Escobedo

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Date: June 22, 2015 LAW OFFICE OF ZACHARY BEST

/s/ Zachary Best _____

Zachary Best
Attorney for Defendant
John Gottschalk dba Gottschalk’s Music Center

ORDER

The parties having so stipulated and good cause appearing,

IT IS HEREBY ORDERED that the Mandatory Scheduling Conference currently set for July 1, 2015, is continued to September 2, 2015, at 1:30 p.m. in Courtroom 1. The parties shall file a joint scheduling report one week prior to the Scheduling Conference.

IT IS SO ORDERED.

DATED: 6/22/2015

/s/ SANDRA M. SNYDER

UNITED STATES MAGISTRATE JUDGE