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 WINCO HOLDINGS, INC. (erroneously
 7 named as WinCo Foods Foundation, Inc.)

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13 Attorneys for Plaintiff
 BRADLEY FULFER
 14

15 UNITED STATES DISTRICT COURT
 16 EASTERN DISTRICT OF CALIFORNIA
 17 SACRAMENTO DIVISION

18 BRADLEY FULFER, an individual,
 19 Plaintiff,
 20 v.
 21 WINCO FOODS FOUNDATION,
 22 INC., an Idaho Corporation, and
 DOES 1 through 100, inclusive,
 23 Defendants.

Case No. 1:15-cv-00999-TLN-EPG
**STIPULATION AND ORDER TO
 CONTINUE DISCOVERY AND
 DISPOSITIVE MOTION
 DEADLINES**

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1 IT IS HEREBY STIPULATED, by and between Plaintiff Bradley Fulfer
2 (“Plaintiff”) and Defendant WinCo Holdings, Inc. (erroneously sued as Winco Food
3 Foundation, Inc.) (“WinCo”) as follows:

4 WHEREAS, on May 14, 2015, Plaintiff filed this action against WinCo,
5 asserting various claims, including (1) disability discrimination, (2) failure to
6 accommodate, (3) failure to engage in the interactive process, (4) retaliation, (5)
7 intentional infliction of emotional distress, (6) failure to prevent discrimination, (7)
8 wrongful termination, and (8) interference with his ability to take leave.

9 WHEREAS, pursuant to the Court’s November 6, 2015, Pre-Trial
10 Scheduling Order, pre-trial deadlines are as follows:

- 11 • Expert witness disclosures were set for March 22, 2016;
- 12 • Rebuttal expert witness disclosures were
13 set for April 22, 2016;
- 14 • Fact discovery cut off was set for June 22, 2016;
- 15 • Dispositive motions were set for July 22, 2016;
- 16 • The last hearing date for a motion was set for August 22, 2016;
- 17 • The final pretrial conference was set for October 31, 2016 at
18 1:30 p.m.; and
- 19 • Trial was scheduled to commence on January 27, 2017. [Dkt. #18];

20 WHEREAS, on January 8, 2016, this case was reassigned from Judge
21 Garland E. Burrell, Jr. to Judge Troy L. Nunley. [Dkt. #19];

22 WHEREAS, Despite the Parties’ best efforts, the Parties have been
23 unable to complete written discovery and take the necessary depositions of the parties;

24 WHEREAS, the Parties are interested in engaging in Alternative Dispute
25 Resolution and productive, good faith, settlement negotiations;

26 WHEREAS, pursuant to Federal Rule of Civil Procedure 16(b)(4), the
27 Court may modify a scheduling order where good cause is present; and

28 WHEREAS, in order to further the Parties’ interest in exploring

1 Alternative Dispute Resolution, the Parties jointly request that the discovery cut-off
2 remain open so that meaningful discovery can continue, and that the dispositive
3 motion deadline be extended.

4 THEREFORE IT IS HEREBY STIPULATED by and between the
5 Parties, through their respective counsel, that the Parties jointly request that the Court
6 continue the deadlines set forth in the Case Management Order [Dkt. 18] by extending
7 the following deadlines:

- 8 • Expert disclosures to August 22, 2016;
- 9 • Rebuttal expert disclosures to September 22, 2016;
- 10 • Fact discovery to November 22, 2016;
- 11 • Dispositive motions to December 22, 2016;
- 12 • The last hearing date to January 22, 2017;
- 13 • Final pretrial conference to March 31, 2017; and
- 14 • Trial to commence on May 15, 2017.

15 Dated: May 12, 2016

Respectfully submitted,

17
18 /s/Neda N. Dal Cielo
NEDA N. DAL CIELO
19 ANNE SWEENEY JORDAN
LITTLER MENDELSON, P.C.
20 Attorneys for Defendant
WINCO HOLDINGS, INC. (erroneously
21 named as WinCo Foods Foundation, Inc.)

22 Dated: May 12, 2016

Respectfully submitted,

23
24 /s/Roman Otkupman
ROMAN OTKUPMAN
25 RITA LEONG
OTKUPMAN LAW FIRM
26 Attorneys for Plaintiff
BRADLEY FULFER
27

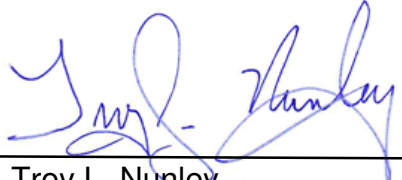
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ORDER

The court, having considered the Parties' stipulation to continue discovery and dispositive motion deadlines, hereby orders that the deadline for expert disclosures is August 22, 2016, the deadline for rebuttal expert disclosures is September 22, 2016, the deadline for fact discovery is November 22, 2016, and the deadline to file a dispositive motion to **January 12, 2017**. The Final pretrial conference is set for **March 23, 2017 at 2:00 pm in Courtroom 2**, and Trial shall commence on May 15, 2017 at 9:00 am in Courtroom 2.

IT IS SO ORDERED.

Dated: May 19, 2016



Troy L. Nunley
United States District Judge