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The dates set in this Order are considered to be firm and will not be modified absent a showing of good cause even if the request to modify is made by stipulation. Stipulations extending the deadlines contained herein will not be considered unless they are accompanied by affidavits or declarations, and where appropriate attached exhibits, which establish good cause for granting the relief requested.

(Doc. 21 at 6, emphasis in the original)

Good cause is shown by demonstrating the parties acted diligently to meet the deadlines in place. “. . . Rule 16(b)’s “good cause” standard primarily concerns the diligence of the party seeking the amendment. The district court may modify the pretrial schedule “if it cannot reasonably be met despite the diligence of the party seeking the extension.” Fed.R.Civ.P. 16 advisory committee’s notes (1983 amendment). In part, the “good cause” standard requires the parties demonstrate that “noncompliance with a Rule 16 deadline occurred or will occur, notwithstanding her diligent efforts to comply, because of the development of matters which could not have been reasonably foreseen or anticipated at the time of the Rule 16 Scheduling conference . . .” Jackson v. Laureate, Inc., 186 F.R.D. 605, 608 (E.D. Cal. 1999); see Marcum v. Zimmer, 163 F.R.D. 250, 254 (S.D. W.Va. 1995).

Here, the parties offer little explanation for their failure to have progressed in discovery. The Court is aware that the defendants delayed significantly in beginning discovery and that plaintiff allowed the defendants to fail to timely respond to discovery requests. (Doc. 32) Because counsel have provided no other explanation for their failure to complete discovery before now, the Court must conclude that it is due to these factors. Due to the failure to demonstrate good cause, the stipulation to amend the case schedule is **DENIED**.

IT IS SO ORDERED.

Dated: March 14, 2017

/s/ Jennifer L. Thurston
UNITED STATES MAGISTRATE JUDGE