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**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

LINDE, LLC,

Plaintiff,

v.

VALLEY PROTEIN, LLC, *et al.*,

Defendants.

1:16-cv-00527-DAD-EPG

**ORDER REJECTING STIPULATION TO
EXTEND THE DISPOSITIVE MOTION
DEADLINE, AND SETTING STATUS
CONFERENCE**

(ECF No. 39.)

15 On December 8, 2017, the parties filed a stipulation proposing to extend the dispositive
16 motion deadline from February 2, 2018 to April 6, 2018. (ECF No. 39.) The parties state that
17 they seek this extension because counsel for defendant, Russell K. Ryan, Esq., may be unable
18 to prepare for or attend the depositions of Defendant's person most knowledgeable and
19 Plaintiff's person most knowledgeable now set for December 12 through December 14, 2017.
20 The parties also state that they are continuing to explore settlement, and have agreed to
21 continue the depositions until mutually agreeable dates in January 2018. The parties contend
22 that the proposed extension will not in any way affect the other dates set by this Court.

23 The Court believes that this extension will affect the pretrial conference and trial dates
24 currently set in this action. (ECF No. 38.) A dispositive motion cut-off of April 6, 2018 will not
25 allow sufficient time for a pretrial conference of June 4, 2018 or trial on August 7, 2018. The
26 Court is also concerned in light of the previous extension granted in this case, which already
27 extended trial date at the parties' request. (ECF No. 38)

