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10 IN THE UNITED STATES DISTRICT COURT
11 EASTERN DISTRICT OF CALIFORNIA
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14 ROSIO MOLAND, ET AL.,

Case No. 1:16-CV-01073-LJO-SKO

15 Plaintiffs,

**JOINT STIPULATION AND ORDER TO
EXTEND DEADLINE TO FILE JOINT
STATUS REPORT**

16 vs.

17 CITY OF CERES, ET AL.,

18 Defendants.

19 _____
20 Plaintiff, ROSIO MOLAND, ET AL., and Defendants CITY OF CERES and THOMAS
21 MILLER, hereby submit this joint stipulation to extend the deadline to file the Joint Status Report
22 pursuant to Fed. R. Civ. P. 26(f).
23

24 WHEREAS, Defendant City of Ceres filed a 12(b)(6) Motion to Dismiss the Complaint on
25 September 8, 2016. Plaintiffs filed a First Amended Complaint on November 7, 2016. Plaintiff
26 served the defendants with a copy of the First Amended Complaint on November 7, 2016.

27 Defendants' responsive pleading is due November 27, 2016, five days after the Joint Status
28 Report is due. Defendant City of Ceres is in the process of filing a second 12(b)(6) motion.

1 Plaintiff and Defendants' counsel hereby agree to an extension until after the second 12(b)(6)
2 motion is heard. The hearing will be set on or about December 30, 2016.

3 The Joint Status Report is presently due on November 22, 2016 and the Scheduling Conference
4 is set for November 29, 2016 pursuant to the Court's Minute Order of October 14, 2016.

5 Plaintiff and Defendants' Counsel are requesting that the Joint Status Report date be continued
6 to two (2) weeks after the 12(b)(6) hearing and the Scheduling Conference be set shortly thereafter.

7 IT IS HEREBY STIPULATED AND AGREED that the Joint Status Report filing deadline and
8 Scheduling Conference date be modified as follows:

9 The deadline to file the Joint Status Report will be two (2) weeks and/or fourteen (14) days
10 from December 30, 2016 and the Scheduling Conference be set shortly thereafter.

11 Respectfully submitted,
12 Dated: November 16, 2016. DYER LAW FIRM

13
14 By /s/ Michael J. Dyer
15 MICHAEL J. DYER
16 DUSTIN J. DYER
Attorneys for Plaintiffs
ROSIO MOLAND, ET AL.

17 Dated: November 21, 2016. GOYETTE & ASSOCIATES, INC.
18 A Professional Law Corporation

19
20 By /s/ Gary Goyette
21 GARY GOYETTE
Attorneys for Defendant
THOMAS MILLER

22 Dated: November 21, 2016. ARATA, SWINGLE & VAN EGMOND
23 A Professional Law Corporation

24 By /s/ Bradley J. Swingle
25 BRADLEY J. SWINGLE
Attorneys for Defendant
CITY OF CERES, ET AL.

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ORDER

Based on the above-stipulation (Doc. 15), the Court GRANTS the parties' request to extend the deadline to file their Joint Scheduling Report and to continue the Scheduling Conference currently set for November 29, 2016. To allow adequate time for the Court to rule on Defendant City of Ceres' forthcoming dispositive motion, the Court CONTINUES the Scheduling Conference to February 23, 2017, at 10:15 a.m. in Courtroom 7 (SKO) before Magistrate Judge Sheila K. Oberto. The parties shall file their Joint Scheduling Report by no later than February 16, 2017.

IT IS SO ORDERED.

Dated: November 22, 2016

/s/ Sheila K. Oberto
UNITED STATES MAGISTRATE JUDGE