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16 Attorneys for Plaintiff KIMBERLY SUE BIRD

17 **UNITED STATES DISTRICT COURT**  
18 **EASTERN DISTRICT**

19 KIMBERLY SUE BIRD,

20 Plaintiff,

21 v.

22 WELLS FARGO BANK., a California  
23 Corporation, and Does I-XX, inclusive

24 Defendants.

Civil Case No. 1:16-CV-01130-DAD-EPG

25 **STIPULATION TO CONTINUE MOTION**  
26 **TO COMPEL HEARING AND REQUEST**  
27 **TO EXPAND PAGE LENGTH OF JOINT**  
28 **REPORT; ORDER THEREON**

**Date: May 26, 2017**

**Time: 10:00 a.m.**

**Courtroom: 10**

29 WHEREAS on April 28, 2017 Plaintiff Kimberly Sue Bird (“Bird”) noticed her motion  
30 to compel discovery and for sanctions for hearing on May 26, 2017 at 10 a.m. (ECF 30);

31 WHEREAS the Plaintiff’s motion addresses multiple issues including Plaintiff’s  
32 contention that Defendant has failed to comply with the Court’s March 31, 2017 discovery  
33 order in several particulars; failed to perform an adequate search of ESI; and failed to provide  
34 appropriate FRCP 30(b)(6) witnesses and testimony;

35 WHEREAS the FRCP 30(b)(6) deposition that forms the basis of a portion of Plaintiff’s  
36 contentions was held on May 15, 2017;

1 WHEREAS the parties agree in order to provide both parties with adequate time to  
2 prepare its response to Plaintiff's contentions concerning Defendant's 30(b)(6) deposition, that  
3 the (1) Plaintiff will provide Defendant with a draft of her portion of the Joint Statement on  
4 May 19, 2017; (2) Defendant will provide Plaintiff with a draft of its position on May 25, 2017;  
5 (3) the deadline for filing the joint statement be continued until May 26, 2017; (4) the hearing  
6 on Plaintiff's motion to compel and for sanctions be continued until June 1, 2017 at 10 a.m. in  
7 Courtroom 10.

8 WHEREAS the parties request that the page length of the joint statement be extended to  
9 30 pp. in order to accommodate the high number of issues addressed in the motion.

10  
11 Dated: May 17, 2017

CRAVENS & ASSOCIATES

12  
13 By: /s/ Daniel J. Cravens  
14 Attorneys for Plaintiff  
KIMBERLY SUE BIRD

15 Dated:

SHEPPARD MULLIN RICHTER & HAMPTON LLP

16  
17 By: /s/ Hilary Habib  
18 Attorneys for Defendant  
19 WELLS FARGO BANK

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21 IT IS SO ORDERED.

22 Dated: May 18, 2017

23 /s/ Eric P. Groj  
24 UNITED STATES MAGISTRATE JUDGE

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