

1 ARTURO J. GONZÁLEZ (CA SBN 121490)  
AGonzalez@mofo.com  
2 CAITLIN SINCLAIRE BLYTHE (CA SBN 265024)  
CBlythe@mofo.com  
3 ALEXANDRA E. LAKS (CA SBN 291861)  
ALaks@mofo.com  
4 MORRISON & FOERSTER LLP  
425 Market Street  
5 San Francisco, California 94105-2482  
Telephone: 415.268.7000

6 Attorneys for Plaintiff  
7 MARIA EVA MARTINEZ

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

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12 MARIA EVA MARTINEZ,  
13 Plaintiff,  
14 v.  
15 TULARE COUNTY, SAN DIEGO COUNTY,  
and DOES 1-100,  
16 Defendants.  
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Case No. 16-cv-01140-DAD-SKO  
**STIPULATION AND ORDER TO  
CONTINUE DISCOVERY  
DEADLINES**

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1 Pursuant to Civil Local Rule 143, Plaintiff Maria Eva Martinez and Defendant County of  
2 San Diego (hereafter, the “parties”) through their undersigned counsel hereby stipulate as follows:

3 WHEREAS, the Court issued a Scheduling Order on December 2, 2016 (ECF 21);

4 WHEREAS, in the Scheduling Order the Court set the following discovery or discovery-  
5 related deadlines:

- 6 • Motions or stipulations requesting leave to amend the pleadings on February 1, 2017;
- 7 • Close of Non Expert Discovery on February 24, 2017;
- 8 • Expert Disclosures on February 24, 2017;
- 9 • Rebuttal Expert Disclosures on February 28, 2017;
- 10 • Close of Expert Discovery on March 24, 2017;
- 11 • Mid-Discovery Status Report on February 2, 2017;
- 12 • Mid-Discovery Status Conference on February 9, 2017;

13 WHEREAS, the County of Tulare made an offer of judgment, which Plaintiff has  
14 accepted, resolving the dispute between the Plaintiff and the County of Tulare;

15 WHEREAS, the Court issued an order inadvertently closing the case on January 18, 2017  
16 and vacating all dates;

17 WHEREAS, the Court issued an order re-opening the case as to Defendant County of San  
18 Diego, correcting the clerical error in the January 18, 2017 order closing the case, and inviting the  
19 parties to propose new case dates and deadlines;

20 WHEREAS, the parties have met and conferred and agree that a short extension of the  
21 discovery and discovery-related dates is supported by good cause and is in the interests of justice.

22 NOW, THEREFORE, the parties, through their respective attorneys and subject to the  
23 approval of the Court, hereby stipulate and agree as follows:

24 The following discovery and discovery-related deadlines shall all be continued to the  
25 following dates:

- 26 1. Motions or stipulations requesting leave to amend the pleadings on May 1, 2017;
- 27 2. Close of Non Expert Discovery on June 23, 2017;
- 28 3. Expert Disclosures on June 23, 2017;

- 1 4. Rebuttal Expert Disclosures on June 28, 2017;
- 2 5. Close of Expert Discovery on July 21, 2017;
- 3 6. Mid-Discovery Status Report on April 6, 2017;
- 4 7. Mid-Discovery Status Conference on April 13, 2017;

5 In the parties' mid-discovery status report, they will update the Court as to their progress  
6 with discovery and propose an agreed-upon full case schedule at that time (or their respective  
7 positions on a full case schedule, if an agreement cannot be reached).

8 By agreeing to the above continuation, the parties do not agree to forego any rights to seek  
9 additional relief related to the other party's delay or failure to participate in discovery.

10 Dated: February 10, 2017

ARTURO J. GONZÁLEZ  
CAITLIN SINCLAIRE BLYTHE  
ALEXANDRA E. LAKS  
MORRISON & FOERSTER LLP

14 By: /s/ Arturo J. González  
ARTURO J. GONZÁLEZ

16 Attorneys for Plaintiff  
MARIA EVA MARTINEZ

18 Dated: February 10, 2017

THOMAS E. MONTGOMERY  
COUNTY COUNSEL

20 By: /s/ Robert A. Ortiz  
(as authorized 2/10/2017)  
Robert A. Ortiz

23 Attorneys for Defendant  
COUNTY OF SAN DIEGO

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1 **ORDER**

2 Based on the parties' above-stipulation, the Court's Scheduling Order (Doc. 21) is hereby  
3 MODIFIED as follows:

4 <b>EVENT</b>	<b>CURRENT DATE</b>	<b>NEW DATE</b>
5 Deadline for motions or stipulations 6 requesting leave to amend the 7 pleadings	February 1, 2017	May 1, 2017
8 Non-expert discovery deadline	February 24, 2017	June 23, 2017
9 Expert disclosures	February 24, 2017	June 23, 2017
10 Rebuttal expert disclosures	February 28, 2017	June 28, 2017
11 Expert discovery deadline	March 24, 2017	July 21, 2017
12 Mid-Discovery Status Report Deadline	February 2, 2017	April 6, 2017
13 Mid-Discovery Status Conference	February 9, 2017	April 13, 2017

14 It is further ORDERED that the non-dispositive motion deadlines, dispositive motion  
15 deadlines, pretrial conference, and trial dates are hereby VACATED and shall be set at the Mid-  
16 Discovery Status Conference on April 13, 2017. In their Mid-Discovery Status Report, the  
17 parties shall propose dates for these events that are agreed to by all counsel.

18 IT IS SO ORDERED.

19 Dated: February 14, 2017

20 /s/ Sheila K. Oberto  
21 UNITED STATES MAGISTRATE JUDGE