

1 DALE L. ALLEN, JR., State Bar No. 145279  
dallen@aghwlaw.com  
2 KEVIN P. ALLEN, State Bar No. 252290  
kallen@aghwlaw.com  
3 ALLEN, GLAESSNER, HAZELWOOD & WERTH, LLP  
180 Montgomery Street, Suite 1200  
4 San Francisco, CA 94104  
Telephone: (415) 697-2000  
5 Facsimile: (415) 813-2045  
6 Attorneys for Defendants  
CITY OF TURLOCK; GREGORY W. ROTON; DUSTIN  
7 M. FERREIRA; GABRIEL GONZALEZ; and PAUL  
INDERBITZEN  
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9 UNITED STATES DISTRICT COURT  
10 EASTERN DISTRICT OF CALIFORNIA

12 RANDY BEAVERS,

13 Plaintiff,

14 v.

15 CITY OF TURLOCK, a municipal  
corporation, Turlock Police Department  
16 Officers GREGORY W. ROTON,  
Individually, DUSTIN M. FERREIRA,  
17 Individually, GABRIEL GONZALEZ,  
Individually, PAUL INDERBITZEN,  
18 Individually, and DOES 1 THROUGH 50,  
Jointly and Severally,

19 Defendants.  
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Case No.: 1:16-cv-01878-LJO-BAM

**STIPULATION RE: LIMITED EXTENSION  
FACT DISCOVERY DEADLINE; ORDER**

22 **TO THE CLERK OF THE COURT, ALL PARTIES, AND THEIR ATTORNEYS**  
23 **OF RECORD:**

24 Plaintiff RANDY BEAVERS (“Plaintiff”) and Defendants CITY OF TURLOCK;  
25 GREGORY W. ROTON; DUSTIN M. FERREIRA; GABRIEL GONZALEZ; and PAUL  
26 INDERBITZEN (“Defendants”) hereby respectfully request a limited continuation of the fact  
27 discovery deadline in this Case. All other case deadlines would remain the same.  
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1 The fact discovery deadline has never been extended. Good cause exists for this  
2 stipulation.

3 The current fact discovery deadline is February 16, 2018. Remaining depositions are  
4 Plaintiff and his wife, Brenda Beavers, and possibly another witness as well as Plaintiff's treating  
5 physicians.

6 Plaintiff responded to served written discovery on September 18, 2017. Those responses,  
7 including Requests for Production of Documents, generally included one of three answers: do not  
8 possess; will produce the document; or will meet-and-confer. No documents were included with  
9 the responses; Plaintiff proceeded in this fashion with the idea that it would be more efficient  
10 because Defendants elected to issue subpoenas for some of the same documents that had been  
11 requested, and the parties were simultaneously negotiating acceptable language for the scope of  
12 the subpoenas. Plaintiff anticipated that the subpoenas would yield complete sets of the  
13 documents.

14 Between September 18th and February 1st, the parties met-and-conferred about the  
15 responses. With good-faith efforts by all sides, the issue is nearly resolved. Plaintiff's current  
16 estimated date of production is February 9, 2018.

17 The deposition of Plaintiff and his wife had been scheduled for February 13, 2018. Both  
18 have been taken off-calendar due to the delayed document production. Defendants need sufficient  
19 time to review the documents beforehand, and Plaintiff understands this, has no objection to this,  
20 and has met-and-conferred with defense counsel to ensure arrangements are made so that counsel  
21 has sufficient time to review documents.

22 The parties also wish to hold-off on deposing Plaintiff's treating physicians while they  
23 explore the possibility of case resolution.

24 Based on the foregoing circumstances, by and through their respective counsel of record,  
25 the parties hereby stipulate and respectfully request that the Scheduling Order in this action be  
26 amended, as follows:

27 1. The current fact discovery deadline be extended from February 16, 2018 to April  
28 2, 2018 for the following: the deposition of Plaintiff, the deposition of Plaintiff's wife, Brenda

1 Beavers, the deposition of witness Sanjay Prasad, and the deposition of any of Plaintiff's treating  
2 physicians, if those depositions go forward.

3 2. The February 16, 2018 deadline remains for all other fact discovery.

4 3. All other case deadlines specified in Docket No. 13 remain unchanged.

5 Dated: February 8, 2018

LAW OFFICES OF SANJAY S. SCHMIDT AND  
LAW OFFICES OF PANOS LAGOS

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By: /s/ Sanjay Schmidt  
SANJAY SCHMIDT  
PANOS LAGOS  
Attorneys for Plaintiff  
RANDY BEAVERS  
Respectfully submitted,

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Dated: February 8, 2018

ALLEN, GLAESSNER,  
HAZELWOOD & WERTH, LLP

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By: /s/ Kevin P. Allen  
DALE L. ALLEN, JR.  
KEVIN P. ALLEN  
Attorneys for Defendants  
CITY OF TURLOCK; GREGORY W.  
ROTON; DUSTIN M. FERREIRA; GABRIEL  
GONZALEZ; and PAUL INDERBITZEN

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**ORDER**

Upon reviewing the Stipulation, and for good cause being shown, **IT IS HEREBY ORDERED** as follows:

1. The current fact discovery deadline be extended from February 16, 2018 to April 2, 2018 for the following: the deposition of Plaintiff, the deposition of Plaintiff's wife, Brenda Beavers, the deposition of witness Sanjay Prasad, and the deposition of any of Plaintiff's treating physicians, if those depositions go forward;

2. The February 16, 2018 deadline remains for all other fact discovery;

3. This extension of time to complete fact discovery does not alter the date of any event or deadline already fixed by the Court's scheduling order. (Doc. 13).

IT IS SO ORDERED.

Dated: February 9, 2018

/s/ Barbara A. McAuliffe  
UNITED STATES MAGISTRATE JUDGE