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5	Facsimile: (559) 433-2300  Attorneys for Defendants TURNER DESIGNS HYDRO CARBON INSTRUMENTS, INC.,		
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7	BENCHMARK INSTRUMENTATION & ANALYTICAL SERVICES, INC., GRANT SHANNON, STEVEN MCDOUGALL AND TODD MARTENS		
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9	UNITED STATES DISTRICT COURT		
10	EASTERN DISTRICT OF CALIFORNIA, FRESNO DIVISION		
11			
12	AGNES XIE,	Case No. 1:17-CV-00284-LJO-SKO	
13	Plaintiff,	STIPULATION TO CONTINUE	
14	v.	MANDATORY SCHEDULING CONFERENCE AND ORDER THEREON	
15	TURNER DESIGNS HYDRO CARBON	(Doc. 29)	
16	INSTRUMENTS, INC.; GARY BARTMAN; MARK FLETCHER; BENCHMARK INSTRUMENTATION & ANALYTICAL		
17	SERVICES, INC.; GRANT SHANNON; TODD MARTENS; and STEVEN		
18	MCDOUGALL,		
19	Defendants.		
20			
21	Plaintiff AGNES XIE ("Plaintiff), Defendants TURNER DESIGNS HYDRO CARBON		
22	INSTRUMENTS, INC., BENCHMARK INSTRUMENTATION & ANALYTICAL SERVICES		
23	INC., GRANT SHANNON, STEVEN MCDOUGALL and TODD MARTENS (collectively referred		
24	to herein as "Turner") by and through their counsel, Christopher S. Hall and Devon R. McTeer o		
25	McCormick, Barstow, Sheppard, Wayte & Carruth LLP and Defendants GARY BARTMAN and		
26	MARK FLETCHER (collectively referred to herein as "Bartman") by and through their counsel		
27	Donald R. Fischbach of Dowling Aaron Incorporated hereby stipulate as follow:		

MCCORMICK, BARSTOW, SHEPPARD, WAYTE & CARRUTH LLP 7647 NORTH FRESNO STREET FRESNO, CA 93720

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1.

There is a Mandatory Scheduling Conference scheduled for August 22, 2017 at 10:15

a.m. in Courtroom 7. 1 2 The Court granted Plaintiff's Motion for a Continuance of Time to respond to Turner's 3 Motion to Dismiss and Bartman's Motion to Dismiss. Plaintiff has until August 2, 2017 to file oppositions to the Motions to Dismiss and Defendants have until August 16, 2017 to file replies. The 4 5 hearing on the Motions to Dismiss have been vacated as the Motions will be taken under submission. The Joint Scheduling Report is due on August 15, 2017. 6 7 2. The parties stipulate that good cause exists for this Stipulation to Continue the 8 Mandatory Scheduling Conference as the parties Joint Scheduling Report is due before Defendants' 9 replies are due to the Motions to Dismiss. It is the parties' desire to conserve attorney's fees which 10 would be incurred in filing the Joint Scheduling Report and to conserve Court resources. The parties 11 hereby stipulate to continue the Mandatory Scheduling Conference for 60 days to allow for briefing 12 and the ruling on the Motions to Dismiss. As such, the continuance is amenable to all involved. 13 IT IS SO STIPULATED AND AGREED: 14 Dated: July 25, 2017 McCORMICK, BARSTOW, SHEPPARD, **WAYTE & CARRUTH LLP** 15 16 /s/ Devon R. McTeer 17 By:\_\_ Christopher S. Hall 18 Devon R. McTeer Attorneys for Defendants TURNER DESIGNS 19 HYDRO CARBON INSTRUMENTS, INC., BENCHMARK INSTRUMENTATION & 20 ANALYTICAL SERVICES, INC., GRANT SHANNON. STEVEN MCDOUGALL AND 21 TODD MARTENS 22 23 Dated: July 29, 2017 24 25 /s/ Agnes Xie 26 AGNES XIE, Plaintiff 27 (original signature retained by attorney Devon McTeer) 28

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1	Dated: July 28, 2017 DOWLING AARON INCORPORATED	
$\begin{bmatrix} 1 \\ 2 \end{bmatrix}$	Butter vary 20, 2017	
3	(as authorized on 7/28/17) By: /s/ Sydney A. Smith	
4	Donald R. Fischbach Sydney A. Smith	
5	Attorneys for Defendants GARY BARTMAN and MARK FLETCHER	
7	<u>ORDER</u>	
8		
9	Based on the parties above-stipulation (Doc. 29) and good cause appearing,	
10	IT IS HEREBY ORDERED that the Scheduling Conference scheduled for August 22, 2017, is	
11	VACATED and RESET for October 31, 2017, at 10:30 A.M. in Courtroom 7 (SKO) before	
12	Magistrate Judge Sheila K. Oberto. The parties are to file their Joint Scheduling Report no later than	
13	seven days prior to the Conference.	
14	TE IG GO OPPENED	
15	IT IS SO ORDERED.	
16	Dated: August 3, 2017 /s/ Sheila K. Oberto	
17	UNITED STATES MAGISTRATE JUDGE	
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