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11 Attorneys for Defendant, Deputy Gabriel Romo

12 **UNITED STATES DISTRICT COURT**
13 **FOR THE EASTERN DISTRICT OF CALIFORNIA**

14 STAN SEVERI and MYRANDA SEVERI,) CASE NO. 1:17-CV-00931-AWI-JLT
15 Plaintiffs,)
16 vs.) **STIPULATION AND [Proposed] ORDER**
17) **TO MODIFY SCHEDULING ORDER**
18) (Doc. 43)
19 COUNTY OF KERN; KERN COUNTY)
20 SHERIFF DONNY YOUNGBLOOD; in his)
21 individual capacity; DEPUTY GABRIEL)
22 ROMO, in his individual capacity; and DOES)
23 1 to 100, Inclusive, in their individual)
24 capacities,)
25 Defendants.)

26 The parties, by and through their respective counsel, and pursuant to conference call
27 with the court on December 28, 2018, have stipulated to modify the existing Scheduling Order
28 (Doc. No. 16) as follows:

Event/Deadline	Existing Date	Stipulated New Date
Non-Expert Discovery Deadline	January 18, 2019	March 29, 2019
Expert Witness Disclosure	February 6, 2019	May 1, 2019
Rebuttal Witness Disclosure	February 27, 2019	May 22, 2109

1	Expert Discovery Deadline	March 15, 2019	June 7, 2019
2	Non-Dispositive Motion	March 22, 2019	June 14, 2019
3	Deadline (Filing)		
4	Non-Dispositive Motion	April 19, 2019	July 12, 2019
5	Deadline (Hearing)		
6	Dispositive Motion Deadline	March 22, 2019	June 14, 2019
7	(Filing)		
8	Dispositive Motion Deadline	May 20, 2019	July 12, 2019
9	(Hearing)		
10	Settlement Conference	TBD (Mediation scheduled	TBD
11		for January 18, 2019)	
12	Pre-Trial Conference	July 16, 2019.	September 6, 2019
13	Trial	September 10, 2019	November 5, 2019
14			

15 The parties request an order modifying scheduling order. Parties have been cooperating
16 in scheduling depositions in an effort to conclude non-expert discovery within the time frame
17 set out in the current scheduling order. However, due to other calendar commitments, including
18 a 2-3 week trial that Plaintiffs' counsel has scheduled to begin on January 7, 2019, the parties
19 are unable to complete the necessary discovery. Additionally, counsel for Defendant Deputy
20 Romo is scheduled for trial in Fresno Superior Court on September 23, 2019 in *Brenes-Cerpa,*
21 *et al. v. Kings Canyon Unified School District, et al.*, Case Nos. 18CECG00064, which is an
22 automobile accident case involving traumatic brain injury and counsel will need time in mid-
23 September to prepare for that trial. On December 28, 2018, counsel engaged in a telephonic
24 conference call with the court wherein this court suggested resubmitting the previous
25 Stipulation and (Proposed) Order to Modify Scheduling Order (Doc. 36) with the dates
26 tightened up to allow for the trial in 2019.

27 Respectfully Submitted,

1 DATED: December 31, 2018

WEAKLEY & ARENDT
A Professional Corporation

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4 By: /s/ James D. Weakley
James D. Weakley
Brande L. Gustafson
Attorneys for Defendant
Deputy Gabriel Romo

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6 Dated: December 31, 2018

MARGO A. RAISON, COUNTY COUNSEL

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8 By: /s/ Gregory J. Kohler (As authorized on)
Gregory J. Kohler, Deputy
Attorneys for County of Kern, Kern County Sheriff
Donny Youngblood, Aaron Warmerdam, Danae
Wiitala, and Demetrius Cummings

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10
11 Dated: December 31, 2018

RODRIGUEZ & ASSOCIATES

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13 By: /s/ Chantal Trujillo (As authorized on)
Chantal Trujillo, Esq.
Attorneys for Plaintiffs Stanley Severi and
Myranda Severi

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17 **ORDER**

18 Good cause appearing, the Court **ORDERS** the case schedule amended as follows¹:

19 1. All non-expert discovery SHALL be completed by March 29, 2019;

20 2. All experts SHALL be disclosed no later than May 1, 2019 and any rebuttal
21 experts no later than May 22, 2019. All expert discovery SHALL be completed by June 7,
22 2019;

23 3. Non-dispositive motions SHALL be filed no later than June 14, 2019 and heard
24 no later than July 12, 2019;

25 4. Dispositive motions SHALL be filed no later than June 14, 2019 and heard no
26 later than July 29, 2019 at 10:30 a.m. before Senior District Judge Anthony W. Ishii;

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28 ¹ The Court was required to select a few different dates due to the stipulation failing to provide sufficient intervals between activities.

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- 5. The pretrial conference is set on September 19, 2019;
- 6. The trial is set on November 26, 2019 at 8:30 a.m.

IT IS SO ORDERED.

Dated: January 3, 2019

/s/ Jennifer L. Thurston
UNITED STATES MAGISTRATE JUDGE