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1 UNITED STATES DISTRICT COURT  
2 EASTERN DISTRICT OF CALIFORNIA

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4 PAULA GORDON, an individual,  
5 Plaintiff,

6 v.

7 NEXSTAR BROADCASTING, INC.  
8 a business entity, form unknown;  
9 KGET-TV 17, a business entity, form  
10 unknown; The CW NETWORK, LLC, a  
11 business entity, form unknown;  
12 TELEMUNDO 17.3, a business  
13 entity, form unknown; ERIK  
14 MENDOZA, an individual; and DOES  
15 1 through 100, inclusive

16 Defendants.

Case No. 1:18-cv-00007 (DAD) (JLT)

**AMENDED JOINT  
STIPULATION  
AND [PROPOSED] ORDER TO  
SERVE ALYSSA DURAN WITH  
DEPOSITION SUBPOENA BY  
FIRST CLASS MAIL**

State Complaint Filed: 09/22/17  
Removal Filed: 10/31/17  
Trial Date: 01/07/20

17 TO THE HONORABLE COURT:

18 WHEREAS on February 20, 2019, the Court extended the fact discovery  
19 deadline of February 15, 2019 to April 30, 2019, solely to allow Defendants Nexstar  
20 Broadcasting, Inc. and Erik Mendoza (“Defendants”) the opportunity to take the  
21 deposition of and cross examine third party witness Alyssa Duran who had been  
22 evading Defendants attempts to serve her with a deposition subpoena prior to the  
23 February 15 discovery completion deadline. (ECF #80).

24 WHEREAS since the Court extended the fact discovery deadline for purposes  
25 of taking Ms. Duran’s deposition, Defendants have continued to make exhaustive  
26 and diligent attempts to serve Ms. Duran with a deposition subpoena in order to take  
27 her deposition.

28 WHEREAS despite repeated efforts to serve her, Ms. Duran has continued to  
evade Defendants’ attempts to personally serve her with a deposition subpoena.

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1 IT IS HEREBY STIPULATED AND AGREED by Plaintiff Paula Gordon,  
2 and Defendants, through their respective counsel, that Ms. Duran may be served with  
3 a deposition subpoena with a command to produce documents, by first class mail  
4 under Rule 45(b) of the Federal Rules of Civil Procedure, subject to the Court's  
5 approval.

6 If ordered by the Court, the deposition subpoena with a command to produce  
7 documents that is served by mail will have the same force and effect to compel Ms.  
8 Duran's attendance at deposition and to produce documents as if Defendants  
9 personally served the subpoena on Ms. Duran.

10 IT IS SO STIPULATED.

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12 Dated: March 25, 2019

JACKSON LEWIS P.C.

13  
14 By: /s/Angel R. Sevilla  
15 Dylan B. Carp  
16 Angel R. Sevilla  
17 Stephanie T. Yang  
Attorneys for Defendant  
NEXSTAR BROADCASTING, INC

18 Dated: March 25, 2019

LAW OFFICES OF VICTOR L. GEORGE

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21 By: /s/Wayne C. Smith  
22 Victor L. George  
23 Wayne C. Smith  
Attorneys for Plaintiff  
PAULA GORDON

24 Counsel for Plaintiff, Wayne C. Smith,  
25 authorized submission of his e-signature on  
26 this document in writing, by e-mail dated  
27 March 25, 2019; 11:20 A.M.

1 Dated: March 25, 2019

FISHER & PHILLIPS LLP

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By:           /s/Cheryl Schreck            
Cheryl Schreck  
Attorneys for Defendant  
ERIK MENDOZA

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Counsel for Defendant, Cheryl Schreck,  
authorized submission of his e-signature on  
this document in writing, by e-mail dated  
March 25, 2019;10:35 A.M.

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10 IT IS SO ORDERED.

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Dated:           **March 25, 2019**          

          /s/ Jennifer L. Thurston            
UNITED STATES MAGISTRATE JUDGE

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