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5 Attorneys for Defendant
 Virginia L. Drake, individually and
 6 As Trustee of the Drake Revocable Trust

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

11 ELIZABETH JEAN SIMMONS, as Personal
 Representative of the Estate of James Edward
 12 Simmons; DARWIN H. SIMMONS and
 NINA R. SIMMONS, individually, and as
 13 Trustee of the Simmons Family Trust,

14 Plaintiffs,

15 v.

16 CITY OF CHICO; COUNTY OF BUTTE
 COUNTY; BALDWIN CONTRACTING
 17 COMPANY, INC., a California corporation;
 VIRGINIA DRAKE, individually, and as
 18 Trustee of the Drake Revocable Trust,

19 Defendants.

CASE NO. 2:07-CV-01129-JAM-GGH

**STIPULATION TO AMEND THE
 STATUS (PRETRIAL SCHEDULING)
 ORDER**

21 Good cause exists to amend the Status (Pretrial Scheduling) Order in this action. As the
 22 parties have proceeded with discovery, it has become apparent that the volume of expert discovery
 23 that remains to be completed is greater than the parties originally estimated. The parties therefore
 24 request an extension of the scheduling order to allow for the efficient completion of expert
 25 discovery.

26 Counsel for the parties have met and conferred, and request that the Court adopt the
 27 following schedule:
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1 Close of Expert Discovery: July 1, 2010
2 Dispositive Motions filed by: September 22, 2010
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4 Dispositive Motions hearing: October 20, 2010 @ 9:30 a.m.
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6 Joint PreTrial Statement filed by: November 26, 2010
7
8 Final PreTrial Conference: December 3, 2010 @ 3:00 p.m.
9
10 Trial: January 24, 2011 @ 9:00 a.m.

10 We respectfully request that the Court issue a new Status (Pretrial Scheduling) Order reflecting these
11 new dates.

12 SO STIPULATED.

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14
15 March _3__ 2010 CARR, KENNEDY, PETERSON & FROST

16 By: /s/ Randall C. Nelson
17 (as authorized on March 3, 2010)
18 Randall C. Nelson (SBN 138298)
Attorneys for Plaintiffs

19 March _3__ 2010 MONTAGUE & VIGLIONE

20 By: /s/ John D. Montague
21 John D. Montague (SBN 71994)
22 (as authorized on March 3, 2010)
Attorneys for Defendant Virginia Drake,
Individually & as Trustee of the Drake Revocable Trust

23 March _3__ 2010 GOLDSBERRY, FREEMAN & GUZMAN

24
25 By: /s/ Francis M. Goldsberry III
26 (as authorized on March 3, 2010)
Francis M. Goldsberry III (SBN 178739)
27 Attorneys for Defendant CITY OF CHICO
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March _3__ 2010

PORTER SCOTT

By: /s/ Noah M. Bean
(as authorized on March 3, 2010)
Noah M. Bean (SBN 257657)
Attorneys for Defendant COUNTY OF BUTTE

March _4__ 2010

SCHARFF, BRADY & VINDING

By: /s/ Michael E Vinding
(as authorized on March 4, 2010)
Michael E. Vinding (SBN 178359)
Attorneys for Defendant BALDWIN CONTRACTING CO.

IT IS SO ORDERED

Date: 03/04/2010

/s/ John A. Mendez
UNITED STATES DISTRICT JUDGE

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