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6 Attorneys for Defendant
DANIEL C. DORSEY

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

CHRISTOPHER JUDE RICCI,

CASE NO: 2:08-CV-00060-FCD-KJM

Plaintiff(s),

SEVENTH STIPULATION BY COUNSEL
AND REQUEST FOR COURT ORDER:
AMENDING CERTAIN DATES IN THE
PREVIOUSLY ISSUED (AND
PREVIOUSLY AMENDED) STATUS/
(PRETRIAL SCHEDULING) ORDER; AND
ORDER

V.

14 DANIEL C. DORSEY,
Defendant(s).

16
17 **IT IS HEREBY STIPULATED** by and between the parties to this action, Defendant,
18 DANIEL C. DORSEY, represented by Jerrald K. Pickering, II, of the Pickering Law Corporation
19 and associate counsel James R. Donahue of the firm Caulfield, Davies & Donahue, LLP; and
20 Plaintiff, CHRISTOPHER JUDE RICCI, represented by William M. Duncan, as follows:

RECITALS

22 A. Plaintiff filed a First Amended Complaint alleging additional claims, including
23 slander;

24 B. The parties entered into settlement negotiations;

25 C. Coverage issues have arisen between defendant and his insurer;

26 D. The insurance carrier has filed a declaratory relief action (hereinafter “DRA”) in
27 Siskiyou County Superior Court, Case Number SC CV CV 10-0200, which is
28 presently pending;

1 E. That DRA names as defendants, both plaintiff Christopher Ricci and defendant
2 Daniel Dorsey in this case;

3 F. That DRA has been informally stayed pending resolution of this present federal
4 court case;

5 G. The parties have agreed to conduct a mediation before Retired Judge Richard Park
6 on July 15, 2010, in Sacramento, California; and

7 H. Counsel and the parties ask the court continue the presently set Pre-Trial
8 Conference and Trial to the dates already obtained from and approved by the court
9 clerk and as set forth below.

10 **THEREFORE IT IS STIPULATED** by and between the parties, by and through counsel,
11 as follows:

12 **Deadline Dates**

13 1. The parties ask the court to amend its previously issued Amended Status (Pretrial
14 Scheduling) Order as follows;

15 2. **Discovery cut-off is set for August 3, 2010;**

16 3. The present Pre-Trial Conference set for Friday, June 4, 2010 at 1:30 p.m. is
17 rescheduled to Friday, September 3, 2010, at 1:30 p.m.; and

18 4. The present Jury Trial set to commence on Tuesday, August 10, 2010, is
19 rescheduled to Tuesday, November 2, 2010.

20 **Discovery Issues**

21 a. Certain expert witness depositions have been conducted, but certain other expert
22 depositions have been delayed pending the outcome of the mediation and will be rescheduled as
23 necessary;

24 b. Counsel agrees that those depositions can be completed after the mediation, should
25 the case not settle;

26 c. **All outstanding discovery is to be completed by August 3, 2010; and**

27 d. Counsel agrees that the expert witness testimony of certain experts can be presented
28 at trial by way of videotaped deposition, subject to court approval.

Amended Pleadings

2 1. Plaintiff also anticipates seeking a stipulation to file an amended complaint to
3 delete certain claims and claim for punitive damages, which amendment may take place before or
4 after the mediation, but to which all counsel will reasonably agree to, as reasonably necessary and
5 appropriate.

APPROVED AS TO FORM AND CONTENT:

7 DATED: _____, 2010

PICKERING LAW CORPORATION

9 _____/s/ _____
10 JERRALD K. PICKERING, II
11 Attorneys for Defendant
DANIEL C. DORSEY

12 DATED: 12/10/2010 CAULFIELD, DAVIES AND DONAHUE, LLP

_____/s/_____
JAMES R. DONAHUE
Attorneys for Defendant
DANIEL C. DORSEY

17 DATED: 2010 LAW OFFICES OF WILLIAM M. DUNCAN

LAW OFFICES OF WILLIAM M. DUNCAN

19 _____/s/ _____
20 WILLIAM M. DUNCAN
21 Attorneys for Plaintiff
CHRISTOPHER ILIYE RICCI

IT IS SO ORDERED.

23 | DATED: June 15, 2010


FRANK C. DAMRELL, JR.
UNITED STATES DISTRICT JUDGE