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Attorneys for Defendants and Third-Party Plaintiffs CARL D. and  
DOROTHY OPPERUD

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

NEVA LEMA,  
  
Plaintiff,

CASE NO. 2:08-CV-00271-FCD-KJN  
Civil Rights

v.  
  
[CARL D.] and DOROTHY  
OPPERUD, and DOES 1 through  
15, Inclusive,  
  
Defendants.

**STIPULATION AND ORDER TO ENLARGE  
SCHEDULING ORDER DATES**

**TO THE COURT:**

Due to the issues and unexpected developments outlined in  
the previous Status Report, including the untimely death of  
defendant Carl Opperud, the Court graciously granted the  
parties' request for referral to a Further Settlement  
Conference, which has now been set for August 6<sup>th</sup>, 2010. Due to  
the Court's unavailability, this date was continued from an

1 earlier setting of June 28<sup>th</sup>, 2010. However, this date, and the  
2 new deadlines that were set at the same time, conflict  
3 substantially in that the parties will be required to complete  
4 discovery before the Settlement Conference. This creates a  
5 extreme hardship and will likely prejudice settlement. Because  
6 of Mr. Opprud's death, the available resources for fully  
7 resolving the case are already scarce, and there is simply no  
8 extra resources for completing depositions and expert  
9 disclosures which will be unnecessary if the case settles as  
10 expected on August 6, 2010. Therefore, to avoid this hardship  
11 and maximize the prospects of settlement, the parties request  
12 one last indulgence, as follows:

13	Discovery Deadline:	August 30, 2010
14	Expert Disclosure Due:	August 15, 2010
15	Supplemental Disclosures:	August 30, 2010
16	Expert Discovery Deadline:	October 15, 2010

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18 **SO STIPULATED.**

19 Dated: August 5, 2010

TIMOTHY S. THIMESCH

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By: /s/ SIGNATURE AUTHORIZED  
Attorneys for Plaintiff NEVA LEMA  
and Cross-Defendant CLYDE LEMA

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22 Dated: August 5, 2010

MCNAMARA, DODGE, NEY, BEATTY,  
SLATTERY, PFALZER, BORGES &  
BROTHERS LLP

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By: /s/ SIGNATURE AUTHORIZED  
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Attorneys for Defendants  
CARL D. OPPERUD and DOROTHY J.  
OPPERUD

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ORDER

IT IS SO ORDERED.

Date: August 5, 2010

  
FRANK C. DAMRELL, JR.  
UNITED STATES DISTRICT JUDGE