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Attorneys for Defendant JERRY SMITH

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

CRIME, JUSTICE & AMERICA, INC., a
California Corporation; and RAY
HRDLICKA, in individual,

Case No.: 2:08-cv-00343-TLN-EFB

Plaintiffs,

**STIPULATION AND ORDER TO MODIFY
AMENDED PRETRIAL SCHEDULING
ORDER**

vs.

JERRY SMITH, in his official capacity of
Sheriff of the County of Butte, California,

Defendant.

IT IS HEREBY STIPULATED AND AGREED by and between Plaintiffs CRIME, JUSTICE & AMERICA, INC. and RAY HRDLICKA and Defendant JERRY SMITH, by and through their undersigned Counsel, pursuant to Local Rules 143 as follows:

1. The parties respectfully request that the District Court modify the Amended Pretrial Scheduling Order (Docket No. 80) to allow an approximate sixty (60) additional days to the close of discovery cutoff date, based on good cause appearing therefore as more fully set forth below.

1 2. On July 17, 2013, the Court issued an Amended Pretrial Scheduling Order modifying
2 certain discovery cutoff dates. Specifically, the Court set the following deadlines:

3	Close of discovery	January 10, 2014
4	Expert witness disclosure deadline	March 10, 2014
5	Supplemental and Rebuttal witness disclosure deadline	March 30, 2014
6	Pretrial motion hearing deadline	July 3, 2014
7	Pretrial Conference	September 11, 2014
8	Trial	November 17, 2014

9 3. The parties recently engaged in private mediation on December 13, 2013. The parties
10 wish to continue those discussions in good faith. Moreover, the calendars of counsel for the parties
11 have become congested to the point of mutually requiring additional time to complete discovery in
12 light of the continued discussions.

13 4. The parties previously requested once before to extend the discovery deadline. With
14 this request, no other dates are being requested to be modified.

15 5. Therefore, the parties respectfully submit that good cause exists to revise the Amended
16 Pretrial Scheduling Order dated July 17, 2013, and therefore request modifications of the Pretrial
17 Scheduling Order as to the **close of discovery** only to extend the deadline to **March 10, 2014**. All
18 other dates are to remain unchanged.

19 This Stipulation may be signed in counterparts and any facsimile or electronic signature shall be
20 as valid as an original signature.

21 IT IS SO STIPULATED.

23 DATED: January 2, 2014

FREEMAN LAW FIRM, INC.

24
25 By /s/ Spencer D. Freeman
26 Spencer D. Freeman (as authorized on 1/2/14)
27 Attorney for Plaintiffs
28

1 DATED: January 2, 2014

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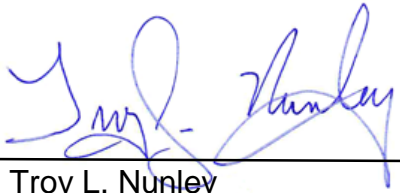
2
3 By /s/ John R. Whitefleet
4 John R. Whitefleet
5 Attorney for Defendant

6
7 **ORDER**

8 Having reviewed the above stipulation and good cause appearing therefore, IT IS HEREBY
9 ORDERED that the Amended Pretrial Scheduling Order, be modified. The close of discovery deadline
10 is extended to **March 10, 2014**. All other cutoff deadlines will remain unchanged.

11 IT IS SO ORDERED.

12
13 Dated: January 7, 2014

14
15 
16 _____
17 Troy L. Nunley
18 United States District Judge