TIMOTHY S. THIMESCH, Esq. (No. 148213) GENE FARBER, Esq., Esq. (No. 44215) - Of Counsel 158 Hilltop Crescent Walnut Creek, CA 94576-3452 Direct: (925) 855-8235 Facsimile: (888) 210-8868 tim@thimeschlaw.com genefarber@gmail.com Attorneys for Plaintiff WILLIAM LAWSON

RICHARD E. NOSKY, JR., City Attorney State Bar No. 130726 SHELLEY L. GREEN, Assistant City Attorney State Bar No. 161521 425 N. El Dorado Street, Second Floor Stockton, California 95202 Telephone: (209) 937-8333 shelley.green@ci.stockton.ca.us

Attorneys for Defendant CITY OF STOCKTON

UNITED STATES DISTRICT COURT EASTERN DISTRICT OF CALIFORNIA

WILLIAM LAWSON,

CASE NO. 2:08-CV-01101 FCD JFM Civil Rights

Plaintiff,

v.

CITY OF STOCKTON, and DOES 1 through 15, Inclusive,

STIPULATION AND ORDER TO ENLARGE SCHEDULING ORDER DATES AND DISCOVERY RESTRICTIONS

Defendants.

TO THE COURT:

This case, under Title II of the Americans With Disabilities Act [42 USC 12131], involves an equitable claim seeking partial modification of two concrete bridgeworks. At the settlement conference on October 8, 2009 the parties reached a tentative settlement proposal for the City Attorney to present to the City Council, which is to occur on November 3, 2009. To accommodate this process, and to manage costs on discovery that still needs to be completed, but should be deferred until after the Council's decision, the parties request a 70 day continuance of the scheduling order dates, as follows:

Discovery Deadline: January 14, 2010 Discovery Motion Deadline: January 14, 2010 Expert Disclosure Due: February 19, 2010 Supplemental Disclosures: March 20, 2010 April 20, 2010 Expert Discovery Deadline: Dispositive Motions Hearing: July 2, 2010 Final Pretrial Conference: August 21, 2010 at 2PM Jury Trial: Sept. 22, 2010 at 9AM

SO STIPULATED.

Dated: October 22, 2009

MESCH LAW OFFICES

BY: <u>s/ Timothy S. Thimesch</u> TIMOTHY S. THIMESCH Attorney for Plaintiff WILLIAM LAWSON

Dated: October 22, 2009

CITY ATTORNEY BY: <u>/s/ Shelley L. Green</u>

RICHARD E. NOSKY, JR.

SHELLEY L. GREEN, ASST CITY ATTORNEY Attorneys for Defendant CITY OF STOCKTON

ORDER

January 14, 2010 Discovery Deadline: Discovery Motion Deadline: January 14, 2010 Expert Disclosure Due: Supplemental Disclosures: Expert Discovery Deadline: Dispositive Motions Hearing: July 9, 2010 Final Pretrial Conference: at 1:30 PM

Jury Trial:

February 19, 2010 March 20, 2010

April 20, 2010

September 3, 2010

November 9, 2010 at 9:00 AM

SO ORDERED.

Dated: October 22, 2009

RELL, D JR.

UNITED STATES DISTRICT JUDGE