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 5 Attorneys for Plaintiffs 7-11 MATERIALS, INC. and
 BASIC RESOURCES, INC.

6 UNITED STATES DISTRICT COURT
 7 EASTERN DISTRICT OF CALIFORNIA

8 7-11 MATERIALS, INC., a California
 9 Corporation and BASIC RESOURCES,
 INC., a California Corporation,

Case No. 2:08-CV-01373-MCE-EFB

10 Plaintiffs,

STIPULATION TO EXTEND
 DISCOVERY DEADLINES IN
 PRETRIAL (STATUS) SCHEDULING
 ORDER; ORDER
 THEREON

11 vs.

12 COUNTY OF TEHAMA, TEHAMA
 13 COUNTY PLANNING COMMISSION,
 TEHAMA COUNTY BOARD OF
 14 SUPERVISORS, JOHN STOUFER, in
 his individual and official capacities,
 15 GEORGE ROBSON, in his individual and
 official capacities,

16 Defendants.

17 _____ /
 18 Plaintiff, 7/11 MATERIALS, INC. and BASIC RESOURCES, INC. (collectively
 19 “Plaintiffs”) by and through their attorneys, and Defendants, COUNTY OF TEHAMA,
 20 TEHAMA COUNTY PLANNING COMMISSION, TEHAMA COUNTY BOARD OF
 21 SUPERVISORS, JOHN STOUFER and GEORGE ROBSON (collectively “Defendants”), by and
 22 through their attorneys, hereby stipulate and seek Court approval for the following:

23
 24 **STIPULATION**

25 The parties had been working toward the completion of discovery in this action by
 26 November 30, 2010, pursuant to the Court’s Amended Scheduling Order (Docket No. 38) and
 27 the parties have occasionally voluntarily refrained from engaging in discovery in order to explore
 28

1 the possibility for settlement of this matter. The Court has continued the trial date of this matter
2 to January 23, 2012 (Docket No. 31).

3 Since the last stipulation, due to the death of Plaintiff's council, Stewart C. Altemus's
4 death of his partner and Mr. Altemus's substantial increase in his work load, and Defendant's
5 council, Scott Smith, having accepted employment at a new law firm, the parties have been
6 attempting to complete the scheduling of necessary depositions in this matter but have been
7 unable to coordinate dates that are mutually acceptable to all parties. It is anticipated that
8 depositions will be completed by the end of February, 2011.

9 Therefore, the parties request that the Scheduling Order be modified as follows:

- 10 1. All non-expert discovery to be completed by February 28, 2011.
- 11 2. Expert witness disclosures to be completed by March 31, 2011.
- 12 3. Dispositive motions to be filed no later than May 2, 2011.

13 Dated: January 18, 2011.

ALTEMUS & WAGNER

14 /s/ Stewart C. Altemus
15 Stewart C. Altemus
Attorneys for Plaintiffs

16 Dated: January 25, 2011.

MEYERS NAVE

17 /s/ J. Scott Smith
18 J. Scott Smith
Attorneys for Defendants

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ORDER

For good cause and pursuant to the above Stipulation of the parties,

IT IS HEREBY ORDERED as follows:

1. All non-expert discovery to be completed by February 28, 2011.
2. Expert witness disclosures to be completed by March 31, 2011.
3. Dispositive motions to be filed no later than May 2, 2011.
4. All other dates set forth in the Court's Amended Scheduling Order shall remain the same.

Dated: February 4, 2011



MORRISON C. ENGLAND, JR.
UNITED STATES DISTRICT JUDGE