

1	Ross Bozarth (Bar No.: 179171) Guenard & Bozarth, LLP 8830 Elk Grove Blvd. Elk Grove, CA 95624 Phone: (916) 714-7672 Fax: (916) 714-9031 Email: <a href="mailto:rbozarth@gblegal.com">rbozarth@gblegal.com</a>	Scott M. Sarason, <i>Pro Hac Vice</i> Christina M. Paul, <i>Pro Hac Vice</i> Rumberger, Kirk & Caldwell, P.A. 80 S.W. 8th Street Suite 3000 Miami, FL 33130 Phone: (305) 358-5577 Fax: (305) 371-7580 Email: <a href="mailto:ssarason@rumberger.com">ssarason@rumberger.com</a> <a href="mailto:cpaul@rumberger.com">cpaul@rumberger.com</a>
2	Richard H. Friedman (Bar No.: 221622) Kenneth R. Friedman, <i>Pro Hac Vice</i> William S. Cummings, <i>Pro Hac Vice</i> Henry G. Jones, <i>Pro Hac Vice</i> Friedman   Rubin 1126 Highland Ave. Bremerton, WA 98337 Phone: (360) 782-4300 Fax: (360) 782-4358 Email: <a href="mailto:rfriedman@friedmanrubin.com">rfriedman@friedmanrubin.com</a> <a href="mailto:kfriedman@friedmanrubin.com">kfriedman@friedmanrubin.com</a> <a href="mailto:wcummings@friedmanrubin.com">wcummings@friedmanrubin.com</a> <a href="mailto:hjones@friedmanrubin.com">hjones@friedmanrubin.com</a>	William O. Martin, Jr. (Bar No. 135399) R. Bryan Martin (Bar No. 221684) Roxanne Irani (Bar No. 239457) HAIGHT BROWN & BONESTEEL LLP 6080 Center Driver, Suite 800 Los Angeles, CA 90045-1574 Telephone: (310) 215-7100 Facsimile: (310) 215-7300 Email: <a href="mailto:wmartin@hbblaw.com">wmartin@hbblaw.com</a> <a href="mailto:bmartin@hbblaw.com">bmartin@hbblaw.com</a> <a href="mailto:rirani@hbblaw.com">rirani@hbblaw.com</a>
3		
4		
5		
6		
7		
8		
9		
10		
11		
12		
13		
14	Don Bauermeister, <i>Pro Hac Vice</i> Burke & Bauermeister 921 W. 6th Avenue, Suite 250 Anchorage, AK 99501 Phone: (907) 688-4088 Fax: (907) 277-6111 Email: <a href="mailto:dcblaw@alaska.com">dcblaw@alaska.com</a>	<i>Attorneys for Defendants</i>
15		
16		
17		
18	<i>Attorneys for Plaintiffs</i>	
19		

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA  
SACRAMENTO DIVISION

23	NICOLE ALFANO and MICHAEL ALFANO,	)	Case No. 2:08-CV-01704-JAM-DAD
24	Plaintiffs,	)	<b>FURTHER STIPULATION TO AMEND PRE-TRIAL SCHEDULING ORDER AND ORDER MODIFYING PRETRIAL SCHEDULING ORDER</b>
25	vs.	)	
26	BRP Inc. and BRP US Inc., and DOES 1 through 50 inclusive,	)	Judge: Hon. John A. Mendez
27	Defendants.	)	Complaint Filed: July 23, 2008
28		)	

*ALFANO v. BRP, et al*  
STIPULATION TO AMEND PRE-TRIAL  
SCHEDULING ORDER

1           WHEREAS Plaintiffs and Defendants have agreed to stipulate to the continuance of the  
2 completion of certain non-expert and expert discovery deadlines;

3           WHEREAS no party will be prejudiced as the result of such agreement;

4           WHEREAS good cause exists to continue the completion of the discovery deadlines for  
5 the below referenced depositions as certain experts have been called away to testify in a trial,  
6 which plaintiffs' counsel are also involved in, and certain percipient witnesses for Defendants are  
7 unavailable due to vacation and the closure of BRP during portions of summer; and

8           NOW THEREFORE Plaintiffs and Defendants, by and through their respective attorneys of  
9 record, jointly request that the Court modify the Pretrial Scheduling Order as follows:

10	Joint Pre-Trial Statement Due	July 30, 2010
11	Pre-Trial Conference	August 6, 2010 at 2:00 p.m.
12	Completion of Non-Expert and Expert Discovery as identified below	August 13, 2010
14	Trial Brief Due	September 6, 2010
15	Trial	September 20, 2010 at 9:00 a.m.

16           The parties agree to extend the deadline for the completion of non-expert and expert  
17 discovery to August 13, 2010 for the following depositions only:

- 19           1.       Deposition of Defendants' expert Elizabeth Rafael, M.D.;
- 20           2.       Deposition of Defendants' expert, Kevin Breen, P.E.;
- 21           3.       Deposition of Defendants' expert Robert Taylor.
- 22           4.       Deposition of Sam Spade from BRP.
- 23           5.       30(b)(6) deposition of BRP witness regarding Joint Defense Agreement and PWC  
industry exchange of information pursuant to magistrate's order of June 25, 2010; and

24           ///

25           ///

26           ///

27           ///

28  
*ALFANO v. BRP, et al*  
STIPULATION TO AMEND PRE-TRIAL  
SCHEDULING ORDER

6. 30(b)(6) deposition of BRP witness regarding letter to owners regarding updated safety video pursuant to magistrate's order of June 25, 2010.

Dated: July 12, 2010

FRIEDMAN | RUBIN

By: /s/ Kenneth R. Freidman  
Kenneth R. Freidman  
Attorneys for *Plaintiffs*

Dated: July 12, 2010

## HAIGHT BROWN & BONESTEEL LLP

By: /s/ Roxanne Irani  
William O. Martin, Jr.  
Roxanne Irani  
Attorneys for *Defendants*

IT IS SO ORDERED.

Dated: July 13, 2010

/s/ John A. Mendez  
Honorable John A. Mendez  
United States District Judge

*ALFANO v. BRP, et al*  
STIPULATION TO AMEND PRE-TRIAL  
SCHEDULING ORDER