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16 Attorney for Defendants
 17 ROSIE'S COUNTRY KITCHEN, LLC,
 18 (incorrectly sued herein as
 19 ROSIE'S COUNTRY KITCHEN, LLP);
 20 HOSHIAR GREWAL, SANDEEP SINGH
 21 and GURDIP KANDOLA dba
 22 ROSIE'S COUNTRY KITCHEN,
 23 BABIR OJLA and MOHAN GIL

24 UNITED STATES DISTRICT COURT
 25 EASTERN DISTRICT OF CALIFORNIA

26 GUY JONES,
 27 Plaintiff,

28 CASE NO. 2:09-CV-00913 WBS/KJM
Civil Rights

v.

29 ROSIE'S COUNTRY KITCHEN, LLP;
 30 HOSHIAR GREWAL, SANDEEP
 31 SINGH, and GURDIP KANDOLA dba
 32 ROSIE'S COUNTRY KITCHEN;
 33 BABIR OJLA; MOHAN GILL; and
 34 DOES 1-10, Inclusive,

**JOINT STIPULATION AND
 [PROPOSED] ORDER TO EXTEND
 EXPERT DISCLOSURE AND
 DISCOVERY DEADLINES AND
 REQUESTING EARLY
 SETTLEMENT CONFERENCE**

35 Defendants.

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 37 Plaintiff GUY JONES and Defendants ROSIE'S COUNTRY
 38 KITCHEN, LLC (incorrectly sued as ROSIE'S COUNTRY KITCHEN, LLP);

1 HOSHIAR GREWAL, SANDEEP SINGH, and GURDIP KANDOLA dba
2 ROSIE'S COUNTRY KITCHEN; BABIR OJLA; and MOHAN GILL, by and
3 through their respective counsel, hereby request that the Court extend the current
4 expert disclosure deadline, October 19, 2009, and discovery deadline, December
5 7, 2009, for 60 days. This request, if granted, would move the expert disclosure
6 deadline to December 18, 2009, and move the date to complete discovery to
7 February 5, 2010; it would also effectuate a continuance of all other pretrial dates.
8 The parties further request an early settlement conference be set so that the parties
9 can attempt to reach an early settlement of the case in full, minimizing attorneys
10 fees and costs.

11 Good cause exists for the extension and request for settlement conference:

- 12 1. On August 5, 2009, Judge Shubb issued a Pretrial Scheduling Order
13 stating the parties had agreed to conduct a joint site inspection of the
14 premises by September 30, 2009, and requiring the parties to disclose
15 their experts by October 19, 2009, and to complete discovery by
16 December 7, 2009. The Order further stated all modifications to the
17 scheduling order, except for changes to the trial date, shall be
18 assigned by the Magistrate Judge.
- 19 2. Although the parties are working cooperatively to move the case
20 toward early settlement, due to conflicting schedules of the parties,
21 counsel, and experts, the parties were not able to schedule a joint
22 inspection until October 20, 2009.
- 23 3. As the Order currently stands, the joint site inspection would take
24 place the day after the expert disclosure deadline. The discovery cut-
25 off would fall a little more than a month later.
- 26 4. The parties therefore request a 60 day continuance of the expert
27 disclosure and discovery deadlines, so that the parties can prepare
28 their expert reports after the joint inspection and work toward

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cooperative settlement of the case.

5. The parties also request the Court set a Settlement Conference date thirty days after the October 20th joint inspection, or at the Court's earliest convenience.

Respectfully submitted,

Dated: September 25 2009

LAW OFFICES OF PAUL L. REIN

/s/

By CELIA McGUINNESS
Attorneys for Plaintiff
GUY JONES

Dated: September 25, 2009

VAUGHAN & ASSOCIATES

/s/

By CRIS C. VAUGHAN
Attorneys for Defendants
ROSIE'S COUNTRY KITCHEN, LLP;
HOSHIAR GREWAL, SANDEEP SINGH,
and GURDIP KANDOLA dba ROSIE'S
COUNTRY KITCHEN; BABIR OJLA;
MOHAN GILL

ORDER

Good cause having been shown, the parties' stipulation and request that the Court extend the set expert disclosure deadline from October 19, 2009, to December 18, 2009, and discovery deadline from December 7, 2009, to February 5, 2010, is hereby GRANTED. Dispositive Motions are due to be filed by March 8, 2010; the Pretrial Conference is continued to May 17, 2010 at 2:00 p.m.; and the Jury Trial is continued to July 13, 2010 at 9:00 a.m.

A Settlement Conference is hereby set before Magistrate Judge Kimberly J. Mueller on November 5, 2009 at 10:30 AM in Courtroom 26 (KJM), 8th Floor. Each party is directed to have a principal capable of disposition at the Settlement Conference or to be fully authorized to settle the matter on any terms at the Settlement Conference. Each party is directed to submit to the chambers of Judge Mueller a confidential settlement conference statement no later than 10/29/2009. Such statements are not to be filed with the clerk, although the parties may agree, or not, to serve each other with the settlement statements. However, each party shall e-file a one page document entitled "Notice of Submission of Confidential Settlement Conference Statement." If the settlement judge is not the trial judge, the Confidential Settlement Conference Statement shall not be disclosed to the trial judge. In addition, the parties shall submit a written waiver for any claim of disqualification as to Magistrate Judge Mueller, pursuant to Local Rule 16-270(b), no later than October 5, 2009.

IT IS SO ORDERED.

Dated: October 1, 2009



WILLIAM B. SHUBB
UNITED STATES DISTRICT JUDGE