

1 PETER A. LINDH (061907)  
 plindh@gibsonrobb.com  
 2 MARKER E. LOVELL, JR. (208659)  
 mlovell@gibsonrobb.com  
 3 GIBSON ROBB & LINDH LLP  
 100 First Street, 27<sup>th</sup> Floor  
 4 San Francisco, California 94105  
 Telephone: (415) 348-6000  
 5 Facsimile: (415) 348-6001

6 Attorneys for Petitioners  
 HYATT CORPORATION dba  
 7 HYATT REGENCY MAUI RESORT & SPA,  
 and MAUI BOAT CO.  
 8

9 UNITED STATES DISTRICT COURT  
 10 EASTERN DISTRICT OF CALIFORNIA  
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12 In the matter of HYATT CORPORATION ) dba HYATT REGENCY MAUI RESORT ) 13 & SPA, a Delaware corporation, as <i>pro hac</i> ) <i>vice</i> owner, and MAUI BOAT CO., a ) 14 Delaware corporation, as owner of M/S ) KIELE V, O.N. 628114, for exoneration ) 15 from or limitation of liability ) 16 ) 17 )	Case No. 2:09-cv-1220 JAM KJN  <b>STIPULATION AND ORDER TO AMEND          THE PRE-TRIAL SCHEDULING ORDER          OF JANUARY 27, 2010</b> <hr/>
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18 It is hereby stipulated by and among Claimants ROSE BALDWIN, MICHAEL  
 19 BALDWIN, SHANDLE T.B. HANKINS, and AARON HANKINS, and Petitioners HYATT  
 20 CORPORATION dba HYATT REGENCY MAUI RESORT & SPA and MAUI BOAT CO., that  
 21 the trial date and all related dates listed in the Pre-Trial Scheduling Order of January 27, 2010, be  
 22 continued by three months. This stipulation is made in consideration of the fact that the parties  
 23 have been actively participating in discovery, including extensive written discovery, but have  
 24 been unable to complete the claimants' depositions. Petitioners filed this Limitation Action on  
 25 January 20, 2009, and Claimants appeared in the case on June 10, 2009. Written discovery was  
 26 conducted in late 2009 and early 2010. Claimant Rose Baldwin's deposition began on March 29,  
 27 2010, but the deposition could not be completed because Ms. Baldwin is unable to sit for a full  
 28 session. The parties met for a second day of deposition on April 1, 2010, but Ms. Baldwin was

1 again unable to participate in a full session. The parties are in the process of scheduling a third  
2 day for her deposition. There are three additional claimants who need to be deposed after Ms.  
3 Baldwin's deposition is concluded. There are also several out-of-state witnesses in Hawaii,  
4 Massachusetts, and Idaho who need to be deposed.

5 Based on the foregoing reasons, the parties stipulate to amend the deadlines listed in the  
6 Pre-Trial Scheduling Order dated January 27, 2010, as follows:

7 <b>Event</b>	<b>Deadline in Pre-Trial Scheduling Order of January 27, 2010</b>	<b>Stipulated Amended Deadline</b>
8 Expert Disclosure	June 4, 2010	September 3, 2010
9 Supplemental Expert Disclosure	June 11, 2010	September 10, 2010
10 Discovery Cutoff	August 27, 2010	October 29, 2010
11 Dispositive Motion Filing	October 6, 2010	December 8, 2010
12 Dispositive Motion Hearing	November 3, 2010	January 12, 2011 at 9:30 a.m.
13 Joint Pretrial Statement Due	December 10, 2010	February 25, 2011
14 Pretrial Conference	December 17, 2010	March 4, 2011 at 2:00 p.m.
15 Bench Trial	January 31, 2011	April 11, 2011 at 9:00 a.m.

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17 IT IS SO STIPULATED.

18 Dated: April 28, 2010

ANDREW E. BAKOS & ASSOCIATES, P.C.

19 By: S/ ANDREW E. BAKOS, ESQ.

Andrew E. Bakos, Esq.

Dennis B. Hill, Esq.

Attorneys for Claimants

ROSE BALDWIN, MICHAEL BALDWIN,

SHANDLE T.B. HANKINS and AARON  
HANKINS

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21  
22  
23 Dated: April 28, 2010

GIBSON ROBB & LINDH LLP

24 By: S/ MARKER E. LOVELL, JR.

Marker E. Lovell, Jr.

mlovell@gibsonrobb.com

Attorneys for Petitioners

HYATT CORPORATION dba

HYATT REGENCY MAUI RESORT &  
SPA and MAUI BOAT CO.

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28 Marker E. Lovell, Jr., attests that concurrence in the filing of this document has been  
obtained from each of the other signatories identified herein.

1 **ORDER**

2 Having reviewed the stipulation above of Claimants ROSE BALDWIN, MICHAEL  
3 BALDWIN, SHANDLE T.B. HANKINS, and AARON HANKINS, and Petitioners HYATT  
4 CORPORATION dba HYATT REGENCY MAUI RESORT & SPA and MAUI BOAT CO.,  
5 IT IS HEREBY ORDERED:

6 The discovery deadlines listed in the Pre-Trial Scheduling Order dated January 27, 2010,  
7 shall be amended as follows:

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<b>Event</b>	<b>Deadline in Pre-Trial Scheduling Order of January 27, 2010</b>	<b>Stipulated Amended Deadline</b>
Expert Disclosure	June 4, 2010	September 3, 2010
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19 Dated: April 28, 2010

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