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16 Attorneys for Defendant

17 UNITED STATES DISTRICT COURT
 18 EASTERN DISTRICT OF CALIFORNIA

19 JAMES T. CARDEN, JR., ROBERT L. FOX,
 LEON W. HEDERICK, ROBERT B. KLEE,
 20 GEORGE M. LEMBO, LOREN E. LOVELAND,
 TERRY D. MYERS, CHARLES R.
 21 SAMUELSON, MICHAEL B. SCHAFFER,
 ARTHUR J. SCHUBERT, THURLOW E.
 22 WILLIAMS, MICHELLE W. WOODS,
 RAYMOND E. YOUNG, WILLIAM H.
 23 ZIEGLER,

24 Plaintiffs,

25 v.

26 CHENEGA SECURITY PROTECTION
 SERVICES, LLC,

27 Defendant.
28

Case No. 2:09-CV-01799-WBS-CMK

**STIPULATION AND JOINT
 APPLICATION TO EXTEND
 DISCOVERY CUT-OFF;**

ORDER THEREON

Complaint Filed: June 29, 2009
 Trial Date: April 5, 2011

1 Pursuant to Federal Rule of Civil Procedure 16(b)(4), and for good cause shown, the
2 parties to this action, through their respective counsel of record, hereby stipulate and jointly
3 request that the Court vacate the present discovery cut-off date of October 1, 2010 and related
4 discovery deadlines in paragraph IV of this Court's Status (Pretrial Scheduling Order) dated
5 October 29, 2009 (the "Order"), and that the Court continue such dates by approximately 30 days
6 as set forth below. **The requested continuances will have no impact on the motion hearing
7 schedule, final pre-trial conference, and trial dates in paragraphs V, VI, and VII of the
8 Order.**

9 THE PARTIES HEREBY STIPULATE AS FOLLOWS:

10 WHEREAS Jackson Lewis LLP, counsel for Defendant Chenega Security & Protection
11 Services, LLC ("Defendant"), has only recently substituted in as counsel of record for Defendant
12 effective January 6, 2010, defense counsel had not yet been retained and did not participate in the
13 Rule 26(f) conference and creation of the present discovery plan. Because Defense counsel has
14 been counsel of record in this matter since January 6, 2010, defense counsel has not yet had a full
15 and complete opportunity to familiarize itself with the file and legal issues in this matter or to
16 complete its initial investigation. Consequently, good cause exists for continuing the discovery
17 deadlines in paragraph IV of the Order as follows:

- 18 (1) The deadline of July 1, 2010 to disclose experts and produce reports in accordance
19 with Federal Rule of Civil Procedure 26(a)(2) shall be vacated and continued to
20 August 2, 2010;
- 21 (2) The deadline of August 2, 2010 to disclose experts and produce reports for expert
22 testimony intended solely for rebuttal in accordance with Federal Rule of Civil
23 Procedure 26(a)(2) shall be vacated and continued to September 1, 2010; and
- 24 (3) The deadline of October 1, 2010 to complete all non-expert discovery, including
25 depositions for preservation of testimony, shall be vacated and continued to
26 November 1, 2010.

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1 IT IS SO STIPULATED.

2 Date: February 16, 2010

MICHAEL COGAN, ATTORNEY AT LAW

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By: /s/ Michael Cogan (authorized February 16, 2010)

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Michael Cogan

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Attorneys for Plaintiffs

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JAMES T. CARDEN, JR., ROBERT L.
FOX, LEON W. HEDERICK, ROBERT

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B. KLEE, GEORGE M. LEMBO,

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LOREN E. LOVELAND, TERRY D.

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MYERS, CHARLES R. SAMUELSON,

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MICHAEL B. SCHAFFER, ARTHUR J.
SCHUBERT, THURLOW E.

12

WILLIAMS, MICHELLE W. WOODS,

13

RAYMOND E. YOUNG, WILLIAM H.

14

ZIEGLER

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Date: February 18, 2010

NAGELEY, MEREDITH AND MILLER

16

By: /s/ Andrea Miller (authorized February 18, 2010)

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Andrea Miller

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Attorneys for Plaintiffs

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JAMES T. CARDEN, JR., ROBERT L.

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MYERS, CHARLES R. SAMUELSON,

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MICHAEL B. SCHAFFER, ARTHUR J.

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SCHUBERT, THURLOW E.

26

WILLIAMS, MICHELLE W. WOODS,

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RAYMOND E. YOUNG, WILLIAM H.

28

ZIEGLER

1 Date: February 25, 2010

JACKSON LEWIS LLP

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3 By: /s/ Jerry J. Deschler

4 Cary G. Palmer
5 Dale R. Kuykendall
6 Jerry J. Deschler, Jr.

7 Attorneys for Defendant
8 CHENEGA SECURITY PROTECTION
9 SERVICES, LLC

10 Having reviewed the parties' stipulation, and good cause appearing therefore,
11 IT IS HEREBY ORDERED:

- 12 (1) The deadline of July 1, 2010 to disclose experts and produce reports in accordance
13 with Federal Rule of Civil Procedure 26(a)(2) shall be vacated and continued to
14 August 2, 2010;
- 15 (2) The deadline of August 2, 2010 to disclose experts and produce reports for expert
16 testimony intended solely for rebuttal in accordance with Federal Rule of Civil
17 Procedure 26(a)(2) shall be vacated and continued to September 1, 2010; and
- 18 (3) The deadline of October 1, 2010 to complete all non-expert discovery, including
19 depositions for preservation of testimony, shall be vacated and continued to
20 November 1, 2010.

21 Dated: February 25, 2010



22 WILLIAM B. SHUBB
23 UNITED STATES DISTRICT JUDGE