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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 November 1, 2010 and related
4 discovery deadlines in paragraph IV of this Court's Status (Pretrial Scheduling Order) dated
5 October 29, 2009 and the Parties' Stipulation and Joint Application to Extend Discovery Cutoff
6 and Order Thereon dated February 25, 2010 (the "Orders"), and that the Court further continue
7 such dates by approximately 30 days as set forth below. **The requested continuances will have
8 no impact on the motion hearing schedule, final pre-trial conference, and trial dates in
9 paragraphs V, VI, and VII of the Pretrial Scheduling Order.**

10 THE PARTIES HEREBY STIPULATE AS FOLLOWS:

11 WHEREAS Jackson Lewis LLP, counsel for Defendant Chenega Security & Protection
12 Services, LLC ("Defendant"), has only recently substituted in as counsel of record for Defendant
13 effective January 6, 2010, defense counsel had not yet been retained and did not participate in the
14 Rule 26(f) conference and creation of the present discovery plan. Counsel for the Parties have
15 since diligently engaged in discovery in a cooperative manner, but believe that due to the number
16 of parties and the nature and complexity of issues in the case, additional time to complete
17 discovery is necessary to prepare the case for trial and/or position the case for informal resolution.
18 Consequently, good cause exists for continuing the discovery deadlines set forth in the Orders as
19 follows:

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

1 IT IS SO STIPULATED.

2 Date: June 23, 2010

MICHAEL COGAN, ATTORNEY AT LAW

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By: /s/ Michael Cogan (authorized 06/01/10)

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Michael Cogan

6

Attorneys for Plaintiffs

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B. KLEE, GEORGE M. LEMBO,

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MYERS, CHARLES R. SAMUELSON,

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

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WILLIAMS, MICHELLE W. WOODS,

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RAYMOND E. YOUNG, WILLIAM H.

14

ZIEGLER

15

Date: June 23, 2010

NAGELEY, MEREDITH AND MILLER

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By: /s/ Andrea Miller (authorized 06/01/10)

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Andrea Miller

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JAMES T. CARDEN, JR., ROBERT L.

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SCHUBERT, THURLOW E.

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27

RAYMOND E. YOUNG, WILLIAM H.

28

ZIEGLER

1 Date: June 23, 2010

JACKSON LEWIS LLP

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3 By: /s/ Jerry J. Deschler, Jr.

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

21 Dated July 1, 2010

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23 **CRAIG M. KELLISON**
24 UNITED STATES MAGISTRATE JUDGE