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 11 JEFFREY PHILLIPS

12 UNITED STATES DISTRICT COURT
 13 EASTERN DISTRICT OF CALIFORNIA

15 JEFFREY PHILLIPS,

16 Plaintiff,

17 v.

18 FULTON-EL CAMINO RECREATION &
 19 PARKS DISTRICT and DOES 1 To 50,

20 Defendants.

Case No. 2:09-cv-01933-JAM-EFB

**STIPULATION AND ORDER TO
 CONTINUE THE DEADLINE FOR
 THE DISCLOSURE OF EXPERT
 WITNESSES**

Trial Date: January 24, 2011

22 WHEREAS, as based on the January 24, 2011 trial date, the deadline to disclose
 23 expert witnesses is April 2, 2010, and the deadline to disclose rebuttal expert witnesses in May 3,
 24 2010, in this matter;

25 WHEREAS, the parties jointly agreed and stipulated, and this Court ordered, a
 26 continuance of the deadline date for disclosure of expert witnesses from April 2, 2010 to May 3,
 27 2010 and the deadline date for the disclosure of rebuttal witnesses from May 3, 2010 to June 3,
 28 2010;

1 WHEREAS, the parties have jointly agreed and stipulated to respectfully request
2 that this Court grant a continuance of the deadline date for disclosure of expert witnesses from
3 May 3, 2010 to May 14, 2010 and the deadline date for the disclosure of rebuttal witnesses from
4 June 3, 2010 to June 14, 2010;

5 WHEREAS, this request is being made due to the fact that the expert witness
6 retained by Defendant suffered an injury last week which has made completion of his written
7 report disclosing himself as an expert witness in this matter impossible;

8 WHEREAS, this request is not being made of the purposes of delay, or any other
9 improper purpose;

10 WHEREAS, the trial date in this matter is not for approximately eight months;

11 WHEREAS, continuing the deadline for disclosing the expert witnesses and
12 rebuttal expert witnesses will not prejudice either party or their counsel; and

13 NOW, THEREFORE, IT IS HEREBY STIPULATED and agreed by Plaintiff and
14 Defendant, through their respective attorneys of record, that this Court continue the deadline for
15 the disclosure of expert witnesses and rebuttal expert witnesses.

16 Dated: May 3, 2010

ADAMS & CORZINE

17
18 By: /s/ Michael Pazdernik
19 MICHAEL PAZDERNIK

20 Attorney for Plaintiff
JEFFREY PHILLIPS

21
22 Dated: May 3, 2010

BASHAM PARKER LLP

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24 By: /s/ Meagan D. Christiansen
25 ALDEN J. PARKER
MEAGAN D. CHRISTIANSEN

26 Attorneys for Defendant
27 FULTON-EL CAMINO RECREATION
AND PARKS DISTRICT
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ORDER

Having reviewed the Stipulation of the parties, and good cause appearing:

IT IS HEREBY ORDERED THAT the deadline to disclose expert witnesses, currently set for May 3, 2010, be continued to May 14, 2010; and the deadline to disclose rebuttal expert witnesses, currently set for June 3, 2010, be continued to June 14, 2010.

PURSUANT TO STIPULATION, **IT IS SO ORDERED:**

Date: May 4, 2010

/s/ John A. Mendez
Honorable John A. Mendez
UNITED STATES DISTRICT JUDGE