(PC) Akhtar	. Mesa, et al		
	W. Hillord D. L. Ch.		
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9	UNITED STATES DISTRICT COURT		
10	UNITED STATES DISTRICT COURT		
11	EASTERN DISTRICT OF CALIFORNIA		
12)	
13	Javiad Akhtar,) No. 2:09-cv-2733-MCE-AC	
14	Plaintiff,) STIPULATION AND [PROPOSED]	
15	v.) REVISED SCHEDULING ORDER	
16	V.)	
17	J. Mesa, et al.,)	
18	Defendants.		
19)	
20)	
21			
22	On August 26, 2013, the Court issued a scheduling order in which, among other things,		
23	the Court set a schedule for the trial and other dates in this case. Pursuant to Local Rule 143 the		
24	parties ask the Court to enter a revised scheduling order, as follows:		
25	A scheduling order may be modified upon a showing of good cause. Good cause exists		
26	when the moving party demonstrates that it cannot meet the schedule despite exercising due		
27	diligence. Johnson v. Mammoth Recreations, Inc., 975 F.2d 604, 609 (9th Cir. 1992).		
28	28 1 1 STIPULATION AND PROPOSED REVISED SCHEDULING ORDER 2:09-cv-02733-MCE-AC		

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Despite the exercise of due diligence, the parties are unable to keep the current schedule in this case. The parties have exchanged initial disclosures and the plaintiff has taken four depositions. The plaintiff needs additional time to identify potential parties through written discovery and at least two more depositions. In addition, the plaintiff is represented by the UC Davis Civil Rights Clinic and the assigned certified law students who would like to maximize participation within the bounds of their academic calendar. The parties respectfully ask this Court to enter this proposed stipulation as an Order, amending the Court's August 26, 2013 Order (ECF No. 85):

- 1. The deadline for joinder of additional parties is January 27, 2014.
- 2. The parties shall conclude fact discovery, and any motions to compel related to non-expert discovery must be filed by March 14, 2014 and noticed to be heard, in accordance with L.R. 230(b), by April 11, 2014.
 - 3. The parties shall make expert witness disclosures by no later than April 30, 2014.
 - 4. Supplemental/rebuttal expert witness reports are due by May 21, 2014.
- 5. Expert discovery shall be completed, and any motions pertaining to expert discovery shall be filed by June 30, 2014 and noticed to be heard no later than July 30, 2014.
- 6. Dispositive motions shall be filed no later than August 22, 2014 and noticed to be heard by no later than September 30, 2014.
 - 7. A settlement conference will be set as appropriate.
- 8. The final pretrial conference and jury trial settings are hereby vacated, and will be reset following the Court's determination of any dispositive motions.

With the exception of these changes, the other provisions of the Court's August 26, 2013 Order (ECF No. 85), remain in effect.

The parties respectfully ask that this Stipulation be entered as an order of the Court.

1		Respectfully submitted,
2		
3	Dated: November 26, 2013	/S/ Carter C. White
4		Carter C. White
5		Supervising Attorney
		Charlie Chin
6		Jaewon Lee Certified Law Students
7		Corumba Law Stadents
8		Counsel for Plaintiff, Javiad Akhtar
9		
10	Dated: November 26, 2013	/S/ Diana Esquivel
11		Diana Esquivel
12		Deputy Attorney General
13		Counsel for Defendants Counsel for
14		Defendants Mesa and Turner, and L. Ward, R. Ward, and C. Ward, as successors-in-
15		interest to Defendant Larry Ward, Sr.
16		
17	IT IS SO ORDERED:	
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19	Date: December 2, 2013	auson Clane
		ALLISON CLAIRE
20		UNITED STATES MAGISTRATE JUDGE
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STIPULATION AND PROPOSED REVISED SCHEDULING ORDER 2:09-cv-02733-MCE-AC