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13 UNITED STATES DISTRICT COURT  
 14 EASTERN DISTRICT OF CALIFORNIA

16 UNITED STATES OF AMERICA, ) Case No. 2:09-cv-02868-JAM-JFM  
 17 )  
 Plaintiff, )  
 18 )  
 vs. ) **STIPULATION FOR ORDER**  
 19 ) **MODIFYING STATUS ORDER**  
 PACIFIC GAS & ELECTRIC COMPANY, )  
 20 DAVEY TREE SURGERY COMPANY, and )  
 THE DAVEY TREE EXPERT COMPANY, )  
 21 )  
 Defendants. )  
 22 )  
 23 )

24  
 25 The parties through counsel hereby stipulate regarding scheduling as follows, including  
 26 stipulation for an Order where necessary. The Status Order for this case was filed January 5, 2010  
 27 (Doc. 14). The proposed changes would only change the dates for disclosing experts and for  
 28 completing discovery. The proposed changes are necessary to allow the parties sufficient time to

1 allow experts to review factual discovery prior to preparing their expert reports. The proposed  
2 changes would not change the dates scheduled for pre-trial conference or trial of this case:

3 1. By stipulation for an Order that the following dates set forth in the Status Order are  
4 changed as follows:

|    | CURRENT DATE                   | NEW DATE         |                   |
|----|--------------------------------|------------------|-------------------|
| 7  |                                |                  |                   |
| 8  | Expert Disclosure              | October 15, 2010 | November 15, 2010 |
| 9  | Supplemental Expert Disclosure | November 5, 2010 | November 30, 2010 |
| 10 | Discovery Completed            | December 6, 2010 | January 5, 2011   |

11  
12 2. All other scheduled dates in the Status Order of January 5, 2010, remain the same  
13 including the trial date of April 11, 2011.

14  
15 Respectfully submitted,

16 DATED: September 21, 2010

CARLSON, CALLADINE & PETERSON LLP

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18 By: /s/ Lynde Selden, III  
19 RANDY W. GIMPLE  
20 A. DAVID BONA  
21 LYNDE SELDEN, III  
22 Attorneys for Defendant,  
23 DAVEY TREE SURGERY COMPANY

24 DATED: September 21, 2010

BENJAMIN B. WAGNER  
United States Attorney

25 By: /s/ E. Robert Wright  
26 E. ROBERT WRIGHT  
27 Attorneys for Plaintiff  
28 UNITED STATES OF AMERICA

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DATED: September 21, 2010

NIXON PEABODY LLP

By: /s/ Robert M. Blum  
ROBERT M. BLUM  
HAILEY R. HIBLER  
Attorneys for Defendants,  
DAVEY TREE SURGERY COMPANY

DATED: September 21, 2010

FERRIS & BRITTON,  
A PROFESSIONAL CORPORATION

By: /s/ Michael R. Weinstein  
MICHAEL R. WEINSTEIN  
Attorneys for Defendant  
PACIFIC GAS AND ELECTRIC COMPANY

**ORDER**

Based on the above Stipulation and good cause having been shown,

IT IS HEREBY ORDERED that all current Status Order dates remain the same except that the dates for Expert Disclosure, Supplemental Expert Disclosure, and Discovery Completion are modified as set forth in the above Stipulation.

IT IS SO ORDERED.

Dated: September 21, 2010

/s/ John A. Mendez  
HON. JOHN A. MENDEZ  
U.S. DISTRICT COURT JUDGE