

1 RANDY W. GIMPLE [Bar No.: 12970
 A.DAVID BONA [Bar No.: 209605]
 2 LYNDE SELDEN, III [Bar No. 207513]
 CARLSON, CALLADINE & PETERSON LLP
 3 353 Sacramento Street, 16th Floor
 San Francisco, California 94111
 4 Telephone: (415) 391-3911
 Facsimile: (415) 391-3898

5 Attorneys for Defendant
 6 DAVEY TREE SURGERY COMPANY

7 ROBERT M. BLUM [Bar No. 083302]
 HAILEY R. HIBLER [Bar No. 229067]
 8 NIXON PEABODY LLP
 One Embarcadero Center, 18th Floor
 9 San Francisco, California 94111
 Telephone: (415) 984-8200
 10 Facsimile: (415) 984-8300

11 Attorneys for Defendant
 12 DAVEY TREE SURGERY COMPANY

CARLSON CALLADINE & PETERSON LLP
 353 SACRAMENTO STREET
 16TH FLOOR
 San Francisco, CA 94111

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 SCHEDULING ORDER**
 PACIFIC GAS & ELECTRIC COMPANY,)
 20 DAVEY TREE SURGERY COMPANY, and)
 THE DAVEY TREE EXPERT COMPANY,)
 21)
 Defendants.)
 22)
 23)

24 The parties through counsel hereby stipulate regarding scheduling as follows, including
 25 stipulation for an Order where necessary. The scheduling Order for this case was filed January 5,
 26 2010 (Doc. 14). The proposed changes would change the dates for completing non-expert
 27
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1 discovery, for disclosing experts, for completing expert discovery, for filing the pre-trial
2 conference statement and for the pre-trial conference.

3 The parties stipulate and agree that no party will file any dispositive motions and hereby
4 waive their right to file any dispositive motions.

5 The proposed changes are necessary to allow the parties sufficient time to allow experts to
6 review factual discovery prior to preparing their expert reports. The proposed changes would not
7 change the dates scheduled for trial of this case:
8

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

	CURRENT DATE	NEW DATE	
11			
12			
13			
14	Non-expert discovery cut-off	January 5, 2011	February 4, 2011
15	Expert Disclosure	December 15, 2010	February 4, 2011
16	Supplemental Expert Disclosure	December 30, 2010	February 18, 2011
17	Expert discovery cut- off		March 4, 2011
18	Filing of pretrial conference statement	February 18, 2011	March 11, 2011
19	Pretrial Conference	February 25, 2011	March 18, 2011 at 2:00 20 p.m.
21			
22			
23	Trial date (Unchanged)	April 11, 2011 at 9:00 a.m.	

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25 2. All other scheduled dates in the Status Order of January 5, 2010, remain the same
26 including the trial date of April 11, 2011.
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DATED: December 14, 2010

Respectfully submitted,

CARLSON, CALLADINE & PETERSON LLP

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

DATED: December 14, 2010

BENJAMIN B. WAGNER
United States Attorney

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

DATED: December 14, 2010

NIXON PEABODY LLP

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

DATED: December 14, 2010

FERRIS & BRITTON,
A PROFESSIONAL CORPORATION

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

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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: 12/16/2010

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

CARLSON CALLADINE & PETERSON LLP
353 SACRAMENTO STREET
16TH FLOOR
San Francisco, CA 94111