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IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

No. 2:10-cv-02591 MCE KJN PS

v.

JAMES O. MOLEN, et al.,

Defendants.

ORDER GRANTING UNOPPOSED MOTION TO
MODIFY THE SCHEDULING ORDER

_____/

Presently before the court is defendant James O. Molen’s motion to modify the Status (Pretrial Scheduling) Order in this case (Dkt. No. 108).¹ Mr. Molen requests that the court extend all of the remaining deadlines in the Status (Pretrial Scheduling) Order by 90 days in light of the terminal illness and subsequent death of his wife, defendant Sandra L. Molen, on February 14, 2012. Plaintiff filed a statement of non-opposition in regards to the motion (Dkt. No. 109). For good cause shown, the undersigned grants Mr. Molen’s unopposed motion and modifies the Status (Pretrial Scheduling) Order as reflected below.

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¹ This action proceeds before the undersigned pursuant to Eastern District of California Local Rule 302(c)(21) and 28 U.S.C. § 636(b)(1). Because oral argument would not materially aid the resolution of the pending motion, this matter is submitted on the briefs and record without a hearing. See Fed. R. Civ. P. 78(b); E. Dist. Local Rule 230(g).

1 In light of the foregoing, IT IS HEREBY ORDERED that:

2 1. Defendant James O. Molen's motion to modify the Status (Pretrial
3 Scheduling) Order is submitted on the briefs and record, and the May 31, 2012 hearing on that
4 motion is VACATED.

5 2. Defendant James O. Molen's unopposed motion to modify the Status
6 (Pretrial Scheduling) Order in this case (Dkt. No. 108) is granted, and the Status (Pretrial
7 Scheduling) Order is modified as follows:

8 a. All law and motion, except as to discovery-related matters, shall be
9 "completed," as that term is defined in Status (Pretrial Scheduling) Order, by March 7, 2013.

10 b. All discovery shall be "completed," as that term is defined in
11 Status (Pretrial Scheduling) Order, by January 7, 2013.

12 c. The parties are to designate in writing and file with the court, and
13 serve upon all other parties, the names of all experts they propose to tender at trial, pursuant to
14 the following schedule: initial expert disclosures shall be made on or before September 7, 2012;
15 rebuttal expert disclosures shall be made on or before October 9, 2012.

16 d. The final pretrial conference is set before United States District
17 Judge Morrison C. England, Jr. on July 11, 2013, at 2:00 p.m., in Courtroom No. 7. The parties
18 shall file a Joint Final Pretrial Conference Statement no later than June 20, 2013.

19 e. A bench trial is set to commence before Judge England on
20 August 12, 2013, at 9:00 a.m., in Courtroom No. 7.

21 3. The parties remain bound by the rest of the Status (Pretrial Scheduling)
22 Order.

23 IT IS SO ORDERED.

24 DATED: May 16, 2012

25 
26 KENDALL J. NEWMAN
UNITED STATES MAGISTRATE JUDGE