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6 Attorneys for Defendants  
 CITY OF STOCKTON, BLAIR ULRING, MARK MARQUEZ,  
 7 and TIMOTHY MCDERMOTT, municipal employees

8 UNITED STATES DISTRICT COURT  
 9 EASTERN DISTRICT OF CALIFORNIA

10	ISABEL BEL MONTEZ; ISABEL BEL )	Case No. 2:10-cv-03149-MCE-EFB
	MONTEZ, Guardian Ad Litem for I.G. )	
11	and J.G. minors; JOSEPH GARCIA SR.; )	<b>STIPULATION AND ORDER FOR</b>
	ESTATE OF JOSEPH GARCIA, )	<b>CONTINUANCE OF PRETRIAL</b>
12	)	<b>SCHEDULING ORDER DEADLINES</b>
	Plaintiffs, )	
13	)	Assigned to Judge Morrison C. England, Jr.
	vs. )	Dept.
14	)	
	CITY OF STOCKTON, a municipal )	Complaint Filed: 11/22/2010
15	corporation; et al., )	
	)	
16	<u>Defendants.</u> )	

17 **IT IS HEREBY STIPULATED** by and between the Plaintiffs, through their attorneys of  
 18 record, James Cook and Ben Nisenbaum, Law Offices of John Burris; and Defendants, City of  
 19 Stockton, et al., by and through attorneys of record, Ted Wood, Office of the City Attorney, that  
 20 the following deadlines be continued:

- 21 Discovery Completion: October 21, 2016 (Prior date was July 18, 2016)
- 22 Expert Disclosure: December 1, 2016 (Prior date was August 1, 2016)
- 23 Supplemental Expert Disc.: December 22, 2016 (Prior date was August 20, 2016)
- 24 Last Day for Dispositive Motions: April 1, 2017 (Prior Date was November 15, 2016)
- 25 Final Pre-trial Conference: \_\_\_\_\_ (Prior date was January 19, 2017)
- 26 Trial: \_\_\_\_\_ (Prior date was March 13, 2017)

27 The brief continuance is requested to permit counsel for Plaintiffs to comply with Federal  
 28 Rules of Civil Procedure 17 and Local Rules 202(a) as to the minor Plaintiffs. Magistrate Judge

1 Brennan has ordered counsel for Plaintiffs to comply with these rules by July 27, 2016. (See,  
2 Doc. 52.) Counsel for Plaintiffs has been out of contact with the clients since approximately  
3 September 2015 due to Plaintiffs' participation in a witness protection program. Discovery to  
4 Plaintiffs from Defendants has been outstanding since August 2015 and remains unresolved. The  
5 parties request the additional time to permit counsel for Plaintiffs to contact Plaintiffs and  
6 determine whether to proceed with the litigation and/or to establish a process for timely and  
7 effective communication with the Plaintiffs through a guardian ad litem. The parties respectfully  
8 request the Court grant this stipulation to allow them adequate time to prepare the case for trial.

9 IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.

10 Dated: July 5, 2016

LAW OFFICE OF JOHN L. BURRIS

11 By: /s/ James Cook  
12 JAMES COOK  
13 Attorneys for Plaintiff  
Isabel Bel Montez, et al.

14 Dated: July 5, 2016

JOHN M. LUEBBERKE  
CITY ATTORNEY

15 By: /s/ James F. Wilson  
16 JAMES F. WILSON  
17 Attorneys for Defendants  
18 City of Stockton, Stockton of Stockton Police  
Department, and Blair Ullring, Chief of Police

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23 **ORDER**

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25 In accordance with the parties' stipulation, and good cause appearing, the deadline for the  
26 completion of discovery in this matter is continued to October 21, 2016, expert disclosure is now  
27 due on December 1, 2016, and supplemental expert disclosure shall occur not later than  
28 December 22, 2016. Plaintiffs' counsel is further directed to file a status report by October 12,

1 2016 informing the Court as to their efforts to contact Plaintiffs and to ascertain whether  
2 Plaintiffs intend to proceed with this litigation. Following receipt of that report, Final Pretrial  
3 Conference and trial dates will be scheduled as necessary.

4 IT IS SO ORDERED.

5 Dated: July 12, 2016

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7 MORRISON C. ENGLAND, JR.  
8 UNITED STATES DISTRICT JUDGE  
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