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18 THE UNITED STATES DISTRICT COURT

19 FOR THE EASTERN DISTRICT OF CALIFORNIA

20 William Barker,) Case No. 2:11-cv-00246-LKK-AC
 21)
 22 Plaintiff,) **Stipulation and [Proposed] Order to**
 23) **Extend the Expert Disclosures Deadline**
 24 vs.)
 25)
 26 R. Yassine,)
 27) Hon. Magistrate Judge Allison Claire
 28 Defendant.)
)
)
)

1 It is hereby stipulated by and between the parties hereto, through their
2 respective counsel of record the following:

3 **WHEREAS**, the parties were served with Scheduling Order on December
4 17, 2013 in this matter;

5 **WHEREAS**, the Scheduling Order provides that by April 14, 2014, the
6 parties shall disclose their expert witnesses.

7 **WHEREAS**, for the past thirty-six (36) days plaintiff's counsel has been
8 trying to coordinate a mutually agreeable date to schedule an Independent Medical
9 Examination with the California Department of Corrections and Rehabilitation
10 ("CDCR").

11 **WHEREAS**, in late February the CDCR's litigation coordinator, Ms. Ann
12 Sheldon, informed plaintiff's counsel that due to plaintiff's custody status any
13 visits would be non-contact.

14 **WHEREAS**, defense counsel has informed plaintiff's counsel that he needs
15 to submit a written request to the Warden at the institution requesting an
16 Independent Medical Examination, as required by Cal. Code Regs., tit.15, § 3354
17 (c).

18 **WHEREAS**, on April 1, 2014, it was brought to Plaintiff's counsel's
19 attention that Mr. Barker was transferred to the Richard J. Donovan Correctional
20 Facility in San Diego.

21 **THEREFORE**, the Parties jointly stipulate and request that this Court enter
22 an order as follows:

- 23 1. Due to the limited availability of Mr. Barker, Plaintiff request that expert
24 disclosures be extended thirty (30) days for the sole purpose of allowing
25 plaintiff to complete its IME.
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