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6 Attorneys for Defendant  
 7 THE PERMANENTE MEDICAL GROUP, INC.

8 IN THE UNITED STATES DISTRICT COURT  
 9 IN THE EASTERN DISTRICT OF CALIFORNIA

11 ELIZABETH McCLELLAND,

Case No. 2:11-CV-01224-LKK-EFB

12 Plaintiff,

**STIPULATION TO CONTINUE TRIAL  
 AND PRETRIAL DATES**

13 v.

14 PERMANENTE MEDICAL GROUP,  
 15 INC., and DOES 1 through 10,

16 Defendants.

17  
 18 Plaintiff ELIZABETH McCLELLAND and Defendant THE PERMANENTE  
 19 MEDICAL GROUP, INC., (“TPMG”) by and through its counsel, hereby stipulate and agree to  
 20 the continuance of the trial and pretrial dates set forth in the September 19, 2011 Status (Pretrial  
 21 Scheduling) Order as follows:

- 22 1. All law and motion, except discovery, is to be *completed* by September 20,  
 23 2012. Motions to compel discovery must be heard not later than July 31, 2012.
- 24 2. All discovery is to be *completed* by June 29, 2012.
- 25 3. The parties are to designate in writing, and serve on all parties, the names  
 26 of all experts they propose to tender at trial on or before April 20, 2012.
- 27 4. The final pretrial conference may be continued from September 17, 2012  
 28 to January 7, 2013.

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5. The trial may be continued from December 11, 2012 to April 9, 2013.

6. The parties are to abide by all other requirements of the September 19, 2011 Status (Pretrial Scheduling) Order.

7. Good cause exists for the requested continuance due to Plaintiff's undergoing surgery and a threatened strike by TPMG nurses which caused a delay in providing and documents to Plaintiff.

Dated: March 9, 2012

By:           /s/ Elizabeth McClelland            
Elizabeth McClelland  
Plaintiff

Dated: March 9, 2012

McCORMICK, BARSTOW, SHEPPARD,  
WAYTE & CARRUTH LLP

By:           /s/ Christina C. Tillman            
David R. McNamara  
Christina C. Tillman  
Attorneys for Defendant  
THE PERMANENTE MEDICAL  
GROUP, INC.

1 **ORDER**

2 IT IS HEREBY ORDERED, based upon the stipulation of the parties, that the  
3 dates in the September 19, 2011 Status (Pretrial Scheduling) Order be continued as follows:<sup>1</sup>

4 1. All discovery shall be *completed* by July 31, 2012.<sup>2</sup> Motions to compel  
5 discovery must be heard not later than Wednesday, June 27, 2012.

6 2. The parties are to designate in writing, and serve upon all other parties, the  
7 names of all experts they propose to tender at trial on or before April 20, 2012.

8 3. All pretrial motions, except motions to compel discovery, shall be  
9 *completed* by Wednesday, September 19, 2012.<sup>3</sup>

10 4. The final pretrial conference is set before the Honorable Lawrence K.  
11 Karlton on January 7, 2013 at 1:30 p.m., in Courtroom 4. Pretrial statements shall be filed in  
12 accordance with Local Rules 281 and 282, and the requirements set forth in the September 19,  
13 2011 Status (Pretrial Scheduling) Order.

14 5. A trial is set to commence before the Honorable Lawrence K. Karlton on  
15 April 9, 2013 at 10:30 a.m., in Courtroom 4.

16 Dated: March 13, 2012.

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18 EDMUND F. BRENNAN  
19 UNITED STATES MAGISTRATE JUDGE

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24 <sup>1</sup> In light of the parties’ stipulation, the Rule 16 good cause standard is not addressed herein.

25 <sup>2</sup> As provided in the September 19 scheduling order, the word “completed” in this context means  
26 that all discovery shall have been conducted so that all depositions have been taken and any  
27 disputes relative to discovery shall have been resolved by appropriate order if necessary and,  
28 where discovery has been ordered, the order has been complied with. Dckt. No. 10 at 3.

<sup>3</sup> As provided in the September 19 scheduling order, the word “completed” in this context means  
that all law and motion matters must be heard by the above date. Dckt. No. 10 at 2.