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9 **UNITED STATE DISTRICT COURT**
 10 **EASTERN DISTRICT OF CALIFORNIA**

11 CASE NO. CV 2:11-1543 GEB-EFB

12 VIC METTLER,

13 Plaintiff,

14 vs.

15 VERNAN BABA,

16 Defendants.

17 **STIPULATION AND ORDER TO**
 18 **EXTEND TIME TO RESPOND TO**
 19 **COMPLAINT AND TO RESCHEDULE**
 20 **CASE MANAGEMENT CONFERENCE**

21 IT IS HEREBY STIPULATED AND AGREED between the parties, plaintiff Vic Mettler and
 22 defendant Vernon Bava, that:

23 1) The parties are engaging in good faith settlement discussions which involve the use of
 24 public accommodation accessibility experts to evaluate the allegations in this action that violations of
 25 accessibility requirements under the Americans with Disabilities Act exist.

26 2) It is anticipated that a resolution of this legal action may be achieved upon the receipt of
 27 accessibility evaluation reports, which is anticipated to be achieved within 45 to 60 days.

28 3) Therefore, good cause supports the parties' request for a time extension for defendant
 Vernon Bava to respond to the Complaint and for a continuation of the Case Status Conference. The
 time extensions to allow the parties to complete accessibility evaluations and conclude settlement
 discussions will save the parties time and expense to file pleadings and attend a Case Status Conference
 and save the Court's time and effort to preside over a Case Status Conference, schedule court dates,
 issue a Pre-Trial Scheduling Order, then off-calendar all dates.

