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8 IN THE UNITED STATES DISTRICT COURT
 9 FOR THE EASTERN DISTRICT OF CALIFORNIA
 10 SACRAMENTO DIVISION

12 **BERNARD HUGHES,**

13 Plaintiff,

14 v.

16 **KERNAN, et al.,**

17 Defendants.

Case No. 2:11-cv-01856-KJM-EFB

**STIPULATION AND [~~PROPOSED~~] ORDER
 TO STAY DEADLINES AND DISCOVERY
 PENDING RESOLUTION OF
 DEFENDANTS’ MOTION FOR SUMMARY
 JUDGMENT AND TO EXTEND SUMMARY
 JUDGMENT DEADLINES**

Action Filed: July 14, 2011

19 In view of Defendants’ pending motion for summary judgment for failure to exhaust
 20 administrative remedies (ECF No. 132) (“Defendants’ pending motion”), Defendants Diaz
 21 (substituted in for Kernan under Fed R. Civ. Proc. 25(d)) and Pfeiffer, on the one hand, and
 22 Plaintiff Hughes, on the other, agree that discovery in this matter (apart from discovery related to
 23 exhaustion of administrative remedies) should be stayed, and that the deadlines regarding
 24 discovery and dispositive motions should be vacated, pending the resolution of Defendants’
 25 motion.

1 In addition, because Plaintiff's counsel is currently preparing for a trial in another matter,
2 and because of the upcoming holidays, the parties agree that the deadlines for the opposition and
3 reply to Defendants' pending summary judgment motion should be extended.

4 Therefore, the parties hereby stipulate and request an order as follows:

5 (1) That all deadlines in the case (including the December 5, 2018 deadline to serve
6 discovery requests, the January 29, 2019 discovery cutoff, and the March 19, 2019 deadline to file
7 dispositive motions) are vacated pending resolution of Defendants' pending motion;

8 (2) That all discovery in the case (apart from discovery related to exhaustion of
9 administrative remedies) is stayed pending resolution of Defendants' pending motion;

10 (3) That the deadline for Plaintiff to respond to Defendants' motion for summary
11 judgment (ECF No. 132) be extended until December 17, 2018;

12 (4) That the deadline for Defendants to file a reply brief regarding Defendants' motion for
13 summary judgment (ECF No. 132) be extended until January 3, 2019; and

14 (5) That following the resolution of Defendants' pending motion for summary judgment,
15 the Court shall issue a new scheduling order if needed.

16 Dated: November 7, 2018

/s/Jeff Dominic Price (as authorized 11/7/18)
Jeff Dominic Price
Attorney for Plaintiff B. Hughes

18 Dated: November 7, 2018

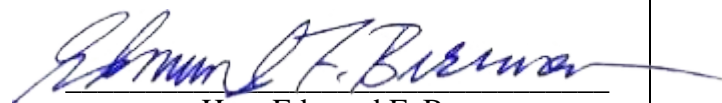
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/s/ Jeremy Duggan

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Attorneys for Defendants Diaz and Pfeiffer

24 IT IS SO ORDERED.

25 Dated: November 14, 2018.


Hon. Edmund F. Brennan
United States Magistrate Judge

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