

1 L. JULIUS M. TURMAN, State Bar No. 226126
 ADELMISE ROSEMÉ WARNER, State Bar No. 215385
 2 PHILIP J. SMITH (State Bar No. 232462)
 MORGAN, LEWIS & BOCKIUS LLP
 3 One Market, Spear Street Tower
 San Francisco, California 94105-1126
 4 Telephone: 415.442.1000
 Facsimile: 415.442.1001
 5 E-mail: jturman@morganlewis.com
adelmise.warner@morganlewis.com
 6 philip.smith@morganlewis.com

7 Attorneys for Defendant,
 WAL-MART STORES, INC.

8
 9 DAVID OFFEN-BROWN, State Bar No. 063321
 U.S. EQUAL EMPLOYMENT OPPORTUNITY
 COMMISSION
 10 San Francisco District Office
 350 The Embarcadero, Suite 500
 11 San Francisco, CA 94105-1260
 Telephone: 415.625.5652
 12 Facsimile: 415.625.5657
 Email: David.Offen-Brown@eeoc.gov

13 Attorneys for Plaintiff,
 14 DAVID GALLO

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 16 UNITED STATES DISTRICT COURT
 17 EASTERN DISTRICT OF CALIFORNIA
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19 EQUAL EMPLOYMENT OPPORTUNITY
 COMMISSION,
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 21 Plaintiff,
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 v.
 23 WAL-MART STORES, INC.,
 24 Defendant.

Case No. 11-CV-03327-JAM-CKD
**AMENDED STIPULATION AND
 ORDER CONTINUING TRIAL DATE**
 Date of Filing: December 15, 2011

1 Plaintiff U.S. Equal Employment Opportunity Commission (“EEOC”) and Defendant
2 Wal-Mart Stores, Inc. (“Defendant”) (collectively, the “Parties”) hereby stipulate, by and through
3 their respective counsel, as follows:

4 WHEREAS, the Court’s March 13, 2012 Status (Pre-trial Scheduling) Order (“Status
5 Order”) for this matter set various procedural deadlines and dates including setting the date of
6 trial for **March 25, 2013**;

7 WHEREAS, the Parties agreed to participate in private mediation, with Daniel J.
8 McVeigh, on September 11, 2012;

9 WHEREAS, prior to mediation, Plaintiff served its first of document requests upon
10 Defendant;

11 WHEREAS, Defendant timely responded to Plaintiff’s first set of document requests and,
12 *inter alia*, asserted objections and requested the Parties meet and confer regarding the scope of
13 certain of Plaintiff’s document requests;

14 WHEREAS, the Parties commenced and are continuing to meet and confer regarding the
15 scope of certain of Plaintiff’s document requests;

16 WHEREAS, the Parties will not have concluded their meet and confer efforts prior to
17 September 11, 2012 mediation;

18 WHEREAS, the Parties desire to conclude and resolve all discovery issues and responses
19 prior to mediation to ensure the most meaningful and productive mediation session possible;

20 WHEREAS, the Parties have agreed to reschedule mediation to October 15, 2012, in order
21 to conclude and complete outstanding discovery requests prior to mediation;

22 WHEREAS, various procedural deadlines and dates, pursuant to the Status Order, are
23 imminent and will occur prior to, or close in time to, the Parties’ rescheduled mediation date;

24 WHEREAS, the Parties have proceeded with reasonable diligence to take all steps
25 necessary to bring this action to issue and trial on March 25, 2013;

26 WHEREAS, the Parties nevertheless desire to avoid, for themselves and for the Court,
27 incurring potentially unnecessary costs and expenses (including costs and expenses related to
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1 additional fact as well as expert discovery) prior to mediation, in the event this matter is resolved
2 at mediation;

3 WHEREAS, on September 20, 2012, the Parties submitted a Stipulation and Proposed
4 Order Continuing the Trial Date, proposing changes to the current procedural schedule;

5 WHEREAS, on September 20, 2012, the Court reviewed the Parties Stipulation and
6 Proposed Order Continuing the Trial Date and suggested certain revisions to the Parties' proposed
7 changes to the current procedural schedule;

8 THEREFORE, the Parties stipulate to continue the trial date, by a period of eight weeks,
9 from March 23, 2013 to **May 20, 2013 at 9:00 a.m.**;

10 THEREFORE, the Parties stipulate to continue the deadline for expert witness disclosures,
11 by a period of seven weeks, from September 7, 2012, to **October 26, 2012**;

12 THEREFORE, the Parties stipulate to continue the deadline for supplemental disclosure
13 and disclosure of any rebuttal experts, by a period of nine weeks, from September 14, 2012, to
14 **November 16, 2012**, to ensure the Parties have sufficient time to retain and utilize rebuttal
15 experts following the deadline for expert witness disclosures;

16 THEREFORE, the Parties stipulate to continue the deadline for discovery, by a period of
17 seven weeks, from November 2, 2012, to **December 21, 2012**;

18 THEREFORE, the Parties stipulate to set the deadline for filing dispositive motions to
19 **January 23, 2013**;

20 THEREFORE, the Parties stipulate that the hearing for dispositive motions will be on
21 **February 20, 2013 at 9:30 a.m.**;

22 THEREFORE, the Parties stipulate the deadline to file a joint pretrial conference
23 statement will be **April 3, 2013**; and
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THEREFORE, the Parties stipulate the Final Pretrial Conference will be held on **April 10, 2013 at 4:00 p.m.**

IT IS SO STIPULATED.

Dated: September 21, 2012

MORGAN, LEWIS & BOCKIUS LLP

By: /s/ L. Julius M. Turman
L. JULIUS M. TURMAN
ADELMISE ROSEMÉ WARNER
PHILIP J. SMITH
Attorneys for Defendant
WAL-MART STORES, INC.

Dated: September 21, 2012

U.S. EQUAL EMPLOYMENT
OPPORTUNITY COMMISSION

By /s/ David Offen-Brown
DAVID OFFEN-BROWN
Attorneys for Plaintiff
DAVID GALLO

IT IS SO ORDERED.

Dated: 9/21/2012

/s/ John A. Mendez
HON. JOHN A. MENDEZ
United States District Court Judge