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 UNIVERSITY OF THE PACIFIC
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 8 IN THE UNITED STATES DISTRICT COURT
 FOR THE
 9 EASTERN DISTRICT OF CALIFORNIA
 Sacramento Division
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 12 UTHA HELLMANN-BLUMBERG,)

Case No.: **2:12-CV-00286-TLN-DAD**

13 Plaintiff,)

14 vs.)

**STIPULATION AND ORDER TO
 CONTINUE THE TRIAL DATE AND
 PRE-TRIAL CONFERENCE**

15 UNIVERSITY OF THE PACIFIC, a)
 16 California Corporation,)

17 Defendant.)

18)
 19)
 20) Judge: Hon. Troy L. Nunley
) Complaint Filed: February 2, 2012
 21) Trial Date: January 12, 2015

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1 **STIPULATION**

2 Plaintiff Utha Hellman-Blumberg (“Plaintiff”) and Defendant University of the Pacific
3 (“the University”) (collectively, “the Parties”) hereby stipulate as follows:

4 Pursuant to the Minute order of the Court dated December 18, 2013, the Final Pretrial
5 Conference set for January 30, 2014, and the Jury Trial date of March 3, 2014 were vacated.

6 Pursuant to the Minute order of the Court dated April 1, 2014, the Jury Trial was reset to
7 commence on **January 12, 2015** at 9:00 a.m.

8 Pursuant to the Minute order of the Court dated April 1, 2014, the Final Pretrial
9 Conference was reset to **November 6, 2014** at 2:00 p.m.

10 Pursuant to the Minute order of the Court dated April 1, 2014, the parties are to file their
11 Joint Pretrial Statement on or before **October 30, 2014**.

12 Trial counsel for Plaintiff, Mr. Jose Luis Fuentes, will be out of the country the entire
13 month of November 2014. Accordingly, Mr. Fuentes will not be available to participate in the
14 Final Pretrial Conference. Trial Counsel for Plaintiff, Dan Siegel, is running for elected office
15 and will not be able to participate on November 6, 2014 at the Pretrial Conference due to
16 election matters.

17 Counsel for the University, Mr. Michael J. Vartain, has a previously set trial in the
18 matter of *Gail Marks vs. U.C. Hastings College of the Law*, U.S. District Court - Northern
19 District, Case No. CV-133130-LB, which is set to commence on **January 12, 2015**.
20 Accordingly, Mr. Vartain will not be available to participate in the multi-week trial of this
21 matter, which is set to commence on the same date, January 12, 2015.

22 Good cause exists for the parties’ request for a continuance of the January 12, 2015 trial
23 date based on the fact that counsel for the University have previously set trial scheduled to take
24 place at the same time as the trial of this matter.

25 Good cause exists for the continuance of the November 6, 2014 Final Pretrial
26 Conference based on the fact the Plaintiffs counsel are unavailable due to matters set in motion
27 before the April 1, 2014 Minute Order.

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1 Further good cause exists for the requested continuances because there has been no prior
2 request by either party that the trial date or Final Pretrial Conference be continued.

3 NOW THEREFORE, the parties stipulate and request that the Court issue an order that:

- 4 1) The trial date be continued from January 12, 2015 to February 23, 2015;
5 2) The Final Pre-Trial Conference be continued from November 6, 2014 to
6 December 11, 2014; and
7 3) The deadline to file the Joint Pretrial Statement be continued to December 4,
8 2015.
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10 DATED: May 27, 2014

SIEGEL & YEE

11 BY: /s/Jose Luis Fuentes (authorized 5/23/14)
12 JOSE LUIS FUENTES
13 Attorneys for Plaintiff
UTHA HELLMANN-BLUMBERG

14 DATED: May 27, 2014

VARTAIN LAW GROUP

15 BY: /s/ Linda K. Adler
16 LINDA K. ADLER
17 Attorneys for Defendant
UNIVERSITY OF THE PACIFIC

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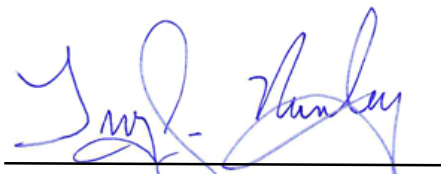
ORDER

Based on the foregoing Stipulation, and good cause appearing therefore, IT IS HEREBY ORDERED that:

- 1) The trial date is continued from January 12, 2015 to February 23, 2015 at 9:00 a.m.;
- 2) The Pre-Trial Conference is continued from November 6, 2014 to December 11, 2014 at 2:00 p.m.; and
- 3) The deadline to file the Joint Pretrial Statement is December 4, 2015.

IT IS SO ORDERED.

Dated: May 27, 2014



Troy L. Nunley
United States District Judge