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6
 7 UNITED STATES DISTRICT COURT
 8 EASTERN DISTRICT OF CALIFORNIA

9 RICHARD LEON, JR.,
 10 Plaintiff(s),
 11 v.
 12 TRI COUNTIES BANK,
 13 Defendant(s).

Case No. 2:12-CV-01529-JAM-DAD

**STIPULATION AND ORDER
 MODIFYING PRE-TRIAL
 SCHEDULING ORDER
 [FRCP 16(b)(4)]**

Action Filed: June 7, 2012

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 17 This Stipulation and [Proposed] Order is entered into between Plaintiff RICHARD
 18 LEON, JR. and Defendant TRI COUNTIES BANK (collectively, the "Parties"), by and
 19 through their counsel of record, as follows:

STIPULATION

21 WHEREAS, despite the Parties' diligent efforts to schedule discovery in a timely
 22 manner, scheduling conflicts have prevented the Parties from being able to take the
 23 depositions of key witnesses, including Plaintiff, until late September - early October, 2013;
 24 and,

25 WHEREAS, the Parties believe that their inability to complete such depositions well
 26 in advance of the current deadlines for making expert witness disclosures (September 20,
 27 2013) and for completing all discovery (November 22, 2013), as well as other pre-trial
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1 deadlines, will prejudice their ability to meet those deadlines and effectively represent
2 their respective clients' interests,

3 IT IS HEREBY STIPULATED AND AGREED, by and between the Parties, that the
4 dates contained in the Pre-trial Scheduling Order issued by the Court on September 6,
5 2013 be modified as follows:

- 6 Expert disclosure: 11/19/2013;
- 7 Supplemental disclosure: 11/26/2013;
- 8 Discovery cutoff: 1/6/2014;
- 9 Dispositive motion filing date: 2/19/2014;
- 10 Dispositive motion hearing date: 3/19/2014 at 9:30 a.m.;
- 11 Joint pretrial statement due: 4/25/2014;
- 12 Final pretrial conference date: 5/2/2014 at 11 a.m.;
- 13 Jury trial: 6/9/2014 at 9:00 a.m.

14 DATED: August 13, 2013 COOK BROWN, LLP

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16 By: /s/ Carrie E. Bushman
 17 CARRIE E. BUSHMAN
 Attorneys for Defendant
 TRI COUNTIES BANK

18 DATED: August 13, 2013 LAW OFFICE OF RICHARD M. ROGERS

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20 By: /s/ Richard M. Rogers
 21 RICHARD M. ROGERS
 Attorneys for Plaintiff
 RICHARD LEON, JR.

22 **ORDER**

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24 The Court, having considered the above stipulation, and finding good cause
25 pursuant to Federal Rules of Civil Procedure Rule 16(b)(4), HEREBY ORDERS THAT the
26 dates contained in the Pre-trial Scheduling Order issued by the Court on September 6,
27 2013, be modified as follows:

28 Expert disclosure: 11/19/2013;

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Dispositive motion hearing date: 3/19/2014 at 9:30 a.m.;
Joint pretrial statement due: 4/25/2014;
Final pretrial conference date: 5/2/2014 at 11 a.m.;
Jury trial: 6/9/2014 at 9:00 a.m.

IT IS SO ORDERED.

DATED: 8/14/2013

/S/ JOHN A. MENDEZ
UNITED STATES DISTRICT COURT JUDGE