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 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  
 CONTINUING DEADLINE TO MAKE  
 EXPERT WITNESS DISCLOSURES**

[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 Defendant's diligent efforts to schedule and take Plaintiff  
 22 Richard Leon's deposition in a timely manner, Plaintiff's deposition has been rescheduled  
 23 several times due to the unavailability of Plaintiff and/or his legal counsel;

24 WHEREAS, Plaintiff's deposition is currently scheduled for October 29, 2013; and

25 WHEREAS, Defense counsel believes that Defendant's inability to complete  
 26 Plaintiff's deposition well in advance of the current deadline for making expert witness  
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1 disclosures (November 19, 2013) will prejudice Defendant's ability to meet that deadline  
2 and will prejudice Defense counsel's ability to effectively represent Defendant's interests,

3 IT IS HEREBY STIPULATED AND AGREED, by and between the Parties, that the  
4 deadline for making expert witness disclosures shall be extended from November 19,  
5 2013 to December 19, 2013 and the deadline for disclosing rebuttal experts shall be  
6 extended from November 26, 2013 to January 2, 2014. The Parties jointly request that no  
7 other dates be continued.

8 DATED: October 16, 2013 COOK BROWN, LLP  
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10 By: /s/ Carrie E. Bushman  
11 CARRIE E. BUSHMAN  
Attorneys for Defendant  
TRI COUNTIES BANK

12 DATED: October 16, 2013 LAW OFFICE OF RICHARD M. ROGERS  
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14 By: /s/ Richard M. Rogers  
15 RICHARD M. ROGERS  
Attorneys for Plaintiff  
RICHARD LEON, JR.

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17 **ORDER**

18 The Court, having considered the above stipulation, and finding good cause  
19 pursuant to Federal Rules of Civil Procedure Rule 16(b)(4), HEREBY ORDERS THAT the  
20 deadline for making expert witness disclosures shall be extended from November 19,  
21 2013 to December 19, 2103 and the deadline for disclosing rebuttal experts shall be  
22 extended from November 26, 2013 to January 2, 2014.

23 IT IS SO ORDERED.  
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26 DATED: 10/17/2013 /S/ JOHN A. MENDEZ  
27 UNITED STATES DISTRICT COURT JUDGE  
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