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6 Attorneys for Defendant
 SUNRISE RECREATION & PARK DISTRICT

7
 8 UNITED STATES DISTRICT COURT
 9 EASTERN DISTRICT OF CALIFORNIA

11 CONNIE ARNOLD,

12 Plaintiff,

13 vs.

14 COUNTY OF SACRAMENTO; SUNRISE
 RECREATION & PARK DISTRICT; and
 15 DOES 1 through 50, inclusive,

16 Defendants.

Case No. 2:12-CV-01998-LKK-EFB

DEFENDANT SUNRISE RECREATION &
 PARK DISTRICT'S STATUS REPORT
 (PRE-TRIAL SCHEDULING
 CONFERENCE)

Date: December 10, 2012
 Time: 9:00 a.m.
 Location: Courtroom 4 - Honorable
 Lawrence K. Karlton

17
 18 **A. Parties/Counsel**

19 Defendant Sunrise Recreation & Park District is represented by Mark F. Hazelwood and Dirk
 20 Larsen of Low, Ball & Lynch.

21 **B. Summary of Facts**

22 Plaintiff Connie Arnold has brought the subject action alleging violation of the Americans with
 23 Disabilities Act (ADA) - Title II, as well as other federal and state claims. Ms. Arnold, who claims to
 24 be a person with a mobility disability and requires the use of the a wheelchair, claims to have been
 25 denied access at the Sylvan Oaks Public Library and Crosswoods Park in the City of Citrus Heights,
 26 within the County of Sacramento. Plaintiff claims that denial of access took place in September 2011,
 27 and that she has been deterred from returning to the park and library since that time.

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1 **C. Service of Process**

2 Defendant understands that all parties have been served.

3 **D. Joinder of Additional Party**

4 Defendant does not expect a joinder of additional parties.

5 **E. Amendment of Pleadings**

6 Plaintiff has filed a first amended complaint. Defendant Sunrise Recreation & Park District has
7 filed an amended answer.

8 **F. Statutory basis for jurisdiction and venue.**

9 Plaintiff contends that the court has jurisdiction over this action pursuant to 28 USC Section
10 1331, to hear and determine plaintiff's ADA and Section 504 claims of the Rehabilitation Act of
11 1973. Plaintiff further contends the court has supplemental jurisdiction pursuant to 28 USC Section
12 1367 to hear and determine plaintiff's state law claims, because they are related to plaintiff's federal
13 claims and arise out of a common nucleus of operative facts. Plaintiff alleges that venue is proper
14 pursuant to 28 USC Section 1391(b), because the real property which is the subject of this action
15 (Sylvan Oaks Public Library and Crosswoods Park) are located in the Eastern District.

16 **G. Anticipated Motions and the Scheduling Thereof**

17 Defendant Sunrise Recreation & Park District does not anticipate filing motions at this time.

18 **H. Anticipated Discovery**

19 Plaintiff's counsel and counsel for defendant Sunrise Recreation & Park District have met and
20 conferred on the issue of discovery. The parties believe that a joint inspection of the Crosswoods Park
21 and Sylvan Oaks Public Library should initially go forward. It is anticipated that progress towards
22 resolution of the case can be made by way of the joint inspection, which has been set for November 30,
23 2012. Other discovery should be deferred until completion of the joint inspection, and settlement
24 negotiations are conducted.

25 **I. Future Proceedings**

26 Defendant Sunrise Recreation & Park District is informed and believes that this is a limited
27 disabled access claim. As such, the parties should initially conduct the joint inspection and attempt to
28 resolve the case.

1 The parties have agreed to the following discovery and scheduling plan:

2 Initial Scheduling Conference: December 10, 2012

3 120 - Day Discovery Stay Until: April 9, 2013

4 Fact Discovery Cut-Off: October 9, 2013

5 Expert Disclosures: December 9, 2013

6 Rebuttal Expert Disclosures: January 9, 2014

7 Expert Discovery Cut-Off: March 10, 2014

8 Last Day to File Dispositive Motions: May 12, 2014

9 Jury Trial: September 15, 2014

10 **J. Special Procedures**

11 None.

12 **K. Demand Jury Trial**

13 Defendant Sunrise Recreation & Park District has timely demanded a trial by jury.

14 **L. Estimate of Trial Time**

15 5-7 days.

16 **M. Modification of Standard Pre-Trial Procedures**

17 None anticipated at this time.

18 **N. Relation to Other Case(s)**

19 None anticipated at this time.

20 **O. Voluntary Dispute Resolution Program**

21 Defendant Sunrise Recreation & Park District is amendable to using the voluntary dispute
22 resolution program and/or submitting the matter to an early settlement conference, after the joint
23 inspection, with a magistrate judge.

24 **P. Other Issues**

25 None at this time.

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1 Defendant Sunrise Recreation & Park District hereby requests that its counsel, which are located
2 in San Francisco, be permitted to appear for the pre-trial scheduling conference by telephone.

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4 Dated: November 19, 2012

5 LOW, BALL & LYNCH

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7 By _____ /s/
8 MARK F. HAZELWOOD
9 DIRK D. LARSEN
10 Attorneys for Defendant
11 SUNRISE RECREATION & PARK DISTRICT
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