1	BENJAMIN B. WAGNER United States Attorney CHI SOO KIM Assistant United States Attorneys 501 I Street, Suite 10-100 Sacramento, CA 95814 Telephone: (916) 554-2700		
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5	Facsimile: (916) 554-2900		
6	Attorneys for United States		
7	HALEY & BILHEIMER		
8	JOHN G. BILHEIMER 505 Coyote Street, Suite A Nevada City, CA 95959 Telephone: (530) 265-6357 Facsimile: (530) 478-9485		
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10	Attorney for Plaintiffs Robyn Holloway and Sterling Holloway		
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12			
13	IN THE UNITED STATES DISTRICT COURT		
14	EASTERN DISTRICT OF CALIFORNIA		
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16		GAGENIO A 10 COLONIGE GVD	
17	ROBYN HOLLOWAY and STERLING HOLLOWAY,	CASE NO. 2:12-cv-02120 MCE-CKD	
18	Plaintiffs,		
19	v.	STIPULATION AND ORDER TO MODIFY PRETRIAL	
20	UNITED STATES OF AMERICA,	SCHEDULING ORDER	
21	Defendant.		
22			
23	Defendant United States and Plaintiffs Robyn Holloway and Sterling Holloway, by and		
24	through their respective counsel, stipulate and respectfully request the below modifications to the		
25	Court's Pretrial Scheduling Order (Dkt 21) for good cause. 1. The parties have been cooperative in the discovery and case management process.		
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27	2. The parties respectfully request extending currently scheduled dates to permit the		
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	STIPULATION AND ORDER TO TO MODIFY THE 1 PRETRIAL SCHEDULING ORDER - Holloway v. U.S., No. 12-cv-2120 MCE-CKD		

parties to complete fact discovery, conduct independent medical examinations, and complete expert discovery.

- 3. The independent medical examination ("IME") of Plaintiff Sterling Holloway began on October 18, 2013, but was not completed due to Plaintiff's schedule and transportation issues. The parties were required to re-schedule Plaintiff Sterling Holloway's IME.
- 4. Defendant's medical expert, Dr. Robert Asarnow, had to undergo an unanticipated surgery in November 2013, which required the parties to re-schedule the IMEs for both Plaintiffs and provide sufficient time for Dr. Asarnow to undergo and recuperate from surgery.
- 5. The parties have recently re-scheduled Plaintiff Sterling Holloway's IME and are in the process of re-scheduling Plaintiff Robyn Holloway's IME.
- 6. A defense witness whom Plaintiffs have noticed for deposition, Lyn Phillips, is currently on medical leave and not available.
- 7. Due to a family member's death, Plaintiff's counsel was unavailable and will not be available for a portion of January 2014.
- 8. The parties have contacted the Court's courtroom deputy to identify possible trial dates to assist with modifying the schedule as efficiently as possible. As a claim under the Federal Tort Claims Act, this matter will be tried to the Court and the anticipated length of trial is five days.
- 9. The Court previously granted the parties' stipulated request to modify the scheduling order. [Dkt 15] The parties have not previously requested continuing the trial date.

	Current	Proposed
Discovery cutoff (fact):	December 20, 2013	February 21, 2014
Initial expert disclosures:	January 24, 2014	March 21, 2014
Supplemental expert disclosures:	February 13, 2014	April 10, 2014
Last day to file dispositive motions:	March 20, 2014	May 1, 2014
Last day for dispositive motion hear	ring: May 15, 2014	June 26, 2014

28