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11 Attorneys for Plaintiff
Lamont Crossley

13 UNITED STATES DISTRICT COURT
14 EASTERN DISTRICT OF CALIFORNIA

16 LAMONT CROSSLEY,
17 Plaintiff,
18 v.
19 ABE NIAZI, et al.,
20 Defendant.

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Attorneys for Defendants Abraham Niazi,
R.N.; Dr. Richard Parnell Galloway

Case No. 2:12-cv-2180-TLN-CKD

**STIPULATION AND ORDER TO
EXTEND EXPERT WITNESS
DISCLOSURE DEADLINE**

1 Plaintiff Lamont Crossley (“Plaintiff”) and Defendants Abraham Niazi, R.N. and Dr.
2 Richard P. Galloway (“Defendants”) (collectively, the “Parties”) hereby stipulate and respectfully
3 request that the Court extend the expert disclosure deadline based on the following facts and
4 circumstances:

5 WHEREAS, on November 30, 2016, the Court issued an order setting this case for trial on
6 October 16, 2017 (ECF No. 96);

7 WHEREAS, pursuant to Fed. R. Civ. P. 26(a)(2), absent a stipulation or court order, the
8 current deadline for the Parties to make expert witness disclosures is July 18, 2017 (90 days
9 before trial);

10 WHEREAS, pursuant to Fed. R. Civ. P. 26(a)(3), the current deadline for the Parties to
11 make pretrial disclosures regarding the evidence they may present at trial is September 15, 2017
12 (30 days before trial);

13 WHEREAS, on April 11, 2017, the Court issued an order setting a settlement conference
14 before Judge Newman on August 8, 2017 (ECF No. 100);

15 WHEREAS, the Parties believe that while they intend to present expert testimony at trial,
16 the disclosure of any such expert witnesses is not necessary for the Parties to engage in
17 meaningful settlement discussions and any settlement of this case prior to trial would obviate the
18 need to retain expert witnesses;

19 WHEREAS, the Parties agree that an extension of the expert witness disclosure deadline
20 to September 15, 2017 will avoid any potentially needless waste of time and resources without
21 otherwise affecting the trial schedule or the Parties’ ability to participate in meaningful settlement
22 discussions.

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1 IT IS HEREBY STIPULATED AND AGREED by and between Plaintiff and Defendants,
2 by and through their respective undersigned counsel, that the expert witness disclosure deadline
3 of July 18, 2017 shall be extended to September 15, 2017.
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5 Dated: April 18, 2017

JAMES E. HOUP
STEPHANIE ALBRECHT
RACHEL J. MUOIO
MICHAEL C. WOOD
Orrick, Herrington & Sutcliffe LLP

9 By: /s/ Stephanie Albrecht
10 STEPHANIE ALBRECHT
11 Attorneys for Plaintiff
Lamont Crossley

12 Dated: April 18, 2017

JAMES W. WALTER
Office of the Attorney General

14 By: /s/ James W. Walter**
15 JAMES W. WALTER
16 Attorneys for Defendants
Abraham Niazi, R.N.;
Dr. Richard Parnell Galloway

18 ** As authorized on April 17, 2017.

20 **IT IS SO ORDERED.**

21 Dated: April 19, 2017

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23 CAROLYN K. DELANEY
24 UNITED STATES MAGISTRATE JUDGE