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Attorneys for Plaintiff

ROBERT I. REESE, JR.

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

ROBERT I. REESE, JR.,

Case No.: 2:13-cv-00559-JAM-DAD

Plaintiff,

**STIPULATION AND ORDER TO EXTEND
EXERT DISCOVERY**

vs.

Order entered on: 05/10/2013

COUNTY OF SACRAMENTO; Sacramento
County Sheriff's Department Deputy
DUNCAN BROWN (Badge #1220);
Sacramento County Sheriff's Department
Deputy ZACHARY ROSE (Badge #832);
Sacramento County Sheriff's Department
Sergeant JOSEPH MILLICAN (Badge #246);
and Sacramento County Sheriff SCOTT
JONES.

Defendants.

1 IT IS HEREBY STIPULATED AND AGREED by and between Plaintiff ROBERT REESE
2 and Defendants COUNTY OF SACRAMENTO, SCOTT JONES, JOSEPH MILLICAN, ZACHARY
3 ROSE, and DUNCAN BROWN, by and through their undersigned Counsel, pursuant to Local Rules
4 143 as follows:

5 1. The parties respectfully request that the District Court modify the Pretrial Scheduling
6 Order to extend expert discovery to allow for additional time to conduct depositions of one of
7 Defendants' expert witnesses, based on good cause appearing as more fully set forth below.

8 2. Plaintiff agrees to extend the expert discovery deadline and allow Defendants up to and
9 including May 30, 2015, to produce Defense Expert Peter Valentin. The close of discovery deadline is
10 currently April 30, 2015. This extension shall not apply to any other expert or deadline, except as
11 previously ordered for Dr. Bigelow.

12 3. Good cause exists to extend time due to the Court's recent order dated March 23, 2015,
13 to allow 10 additional depositions to go forward (Document 45) as well as the availability and
14 scheduling conflicts of experts and counsel. The parties have scheduled 16 depositions in the month of
15 April, including Rule 30(b)(6) depositions, and the depositions of non-retained and retained experts.
16 Only two of which are now unable to move forward prior to the close of discovery due to conflicts. In
17 addition, Counsel has had to travel to San Diego, Chicago, San Francisco, Hayward and now
18 Connecticut in order to take and defend these depositions which has posed an addition challenge in
19 scheduling them all in this limited amount of time. Accommodating Counsel's schedule, travel, the
20 additional depositions allowed, and the experts' conflicts and availability have made it difficult, if not
21 impossible to complete all expert depositions prior to April 30, 2015. The parties submit good cause
22 exists to further modify the scheduling order to allow defense expert, Peter Valentin, to be deposed by
23 May 30, 2015.

24 4. The parties have previously modified discovery and expert disclosure deadlines on four
25 prior occasions by Stipulation and Order on March 5, 2014 (Document 18), June 17, 2014 (Document
26 20), January 5, 2015 (Document 31) and April 17, 2015 (Document 50.) The other deadlines including
27 the dates originally set for trial, pretrial conference and dispositive hearing, as well as the associated
28 deadlines, was previously modified by the Scheduling Order on June 17, 2014 (Document 20.)

1 This Stipulation may be signed in counterparts and any facsimile or electronic signature shall be
2 as valid as an original signature.

3 IT IS SO STIPULATED.

4
5 Dated: April 30, 2015 LAW OFFICES OF STEWART KATZ

6
7 By /s/ Stewart Katz (as authorized on 4/30/15)
8 Stewart Katz
Attorney for Plaintiff ROBERT REESE

9 Dated: April 30, 2015 LAW OFFICE OF DALE K. GALIPO

10
11 By /s/ Dale K. Galipo (as authorized on 4/30/15)
12 Dale K. Galipo
Attorney for Plaintiff ROBERT REESE

13 Dated: April 30, 2015 PORTER SCOTT
14 A PROFESSIONAL CORPORATION

15
16 By /s/ John R. Whitefleet
17 John R. Whitefleet
18 Taylor W. Rhoan
19 Attorneys for Defendants
20 COUNTY OF SACRAMENTO, DEPUTY DUNCAN
21 BROWN, DEPUTY ZACHARY ROSE, DEPUTY
22 JOSEPH MILLICAN, and SHERIFF SCOTT JONES
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IT IS SO ORDERED.

/s/ John A. Mendez
United States District Court Judge