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14 **UNITED STATES DISTRICT COURT**  
15 **EASTERN DISTRICT OF CALIFORNIA, SACRAMENTO DIVISION**

16 ELIZABETH SAMUELS,  
17  
18 Plaintiff,  
19 vs.  
20 OWENS-BROCKWAY GLASS  
CONTAINER, INC. and DOES I through V,  
21 Defendants.

CASE NO. 2:13-CV-00713-GEB-DAD

**STIPULATION AND [PROPOSED]  
ORDER TO EXTEND DEADLINE TO  
FILE FRCP 15(a) MOTION TO AMEND  
PLEADINGS AND EXPERT  
DISCLOSURE DEADLINES**

Judge: Honorable Garland E. Burrell

22 The parties, by and through their attorneys of record have met and conferred and agreed to  
23 the following stipulation:

24 (1) On July 8, 2013, the Court entered its Pretrial Scheduling Order setting the  
25 discovery and trial schedule in this matter. *See* Docket No. 11.

26 (2) Pursuant to this order, the close of fact discovery is not until October 14, 2014 and  
27 trial is scheduled for May 19, 2015. *Id.* Also pursuant to this order, the parties' last day to "file a  
28 motion in which leave is sought under Federal Rule of Civil Procedure 15(a) to amend their

1 pleadings in response to information obtained during discovery” was December 2, 2013. *Id.*  
2 Additionally, this order requires the disclosure of expert witnesses by April 7, 2014 and the  
3 disclosure of rebuttal expert witnesses by May 5, 2014. *Id.*

4 (3) On October 22, 2013, pursuant to the parties’ stipulation, the Court entered an  
5 order extending the deadline to file a motion to amend the pleadings to January 31, 2014. *See*  
6 Docket No. 13.

7 (4) The parties have each served written discovery on each other and are in the process  
8 of meeting and conferring regarding their respective responses. The parties have yet to conduct  
9 any depositions in this case.

10 (5) Given the current status of discovery in this case, the fact that the close of  
11 discovery is not until October 14, 2014, and that the parties would like to complete as much  
12 discovery as possible prior to the deadline to file motions to amend the pleadings, the parties have  
13 met and conferred and agreed that a further extension of the parties’ deadline to file a motion to  
14 amend the pleadings under FRCP 15(a) would be in the best interest of each party.

15 (6) Further, the parties have met and conferred on the issue of the expert disclosure  
16 deadlines and, for similar reasons, have agreed that an extension of the deadlines to exchange  
17 initial and expert disclosures would be in the best interest of each party.

18 Therefore, the parties have agreed to and propose an extension of the current deadline to  
19 file a motion to amend the pleadings under FRCP 15(a) from its current date of January 31, 2014  
20 to April 30, 2014. The parties have also agreed to and propose an extension of the initial expert  
21 disclosure deadline from April 7, 2014 to July 8, 2014 and an extension of the rebuttal expert  
22 disclosure deadline from May 5, 2014 to August 5, 2014.

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**IT IS SO STIPULATED.**

Dated: January 14, 2014

SANDRA J. COHEN

By: /s/ Sandra J. Cohen (approved 1/14/14)  
Sandra J. Cohen  
Attorneys for Plaintiff  
ELIZABETH SAMUELS

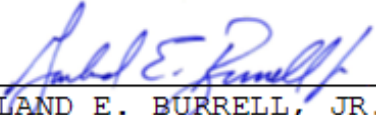
Dated: January 14, 2014

SCHIFF HARDIN LLP

By: /s/ Sarah D. Youngblood  
Sarah D. Youngblood  
Attorneys for Defendant  
OWENS-BROCKWAY GLASS  
CONTAINER INC.

**PURSUANT TO STIPULATION, IT IS SO ORDERED.**

Dated: January 15, 2014

  
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GARLAND E. BURRELL, JR.  
Senior United States District Judge