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15 Attorneys for Plaintiff
 16 NATHAN LENARD

17 **UNITED STATES DISTRICT COURT**
 18 **FOR THE EASTERN DISTRICT OF CALIFORNIA**

20 NATHAN LENARD,
 21 Plaintiff,
 22 vs.
 23 THE SHERWIN-WILLIAMS COMPANY, and
 DOES 1-100,
 24 Defendant.

Case No. 2:13-CV-02548-KJM-AC

**STIPULATION TO CONTINUE HEARING
 DATE FOR PLAINTIFF’S MOTIONS TO
 COMPEL AND DEFENDANT’S MOTION
 FOR PROTECTIVE ORDER; and
 [PROPOSED] ORDER**

Hearing Date: November 4, 2015
 Time: 10:00 a.m.
 Courtroom: 26, 8th Floor

Action Filed: May 15, 2013
 Trial Date: July 11, 2016

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1 Plaintiff Nathan Lenard (“Plaintiff”) and Defendant The Sherwin-Williams Company
2 (“Defendant”) submit the following stipulation to continue the November 4, 2015 date for the
3 hearings on Defendant’s Motion for Protective Order Regarding Plaintiff’s Request for Production
4 of Documents, Set Nos. 4 and 6 (Dkt. No. 29) and Plaintiff’s Motion to Compel Amended
5 Responses to Plaintiff’s Requests for Production of Documents, Set Nos. 4 and 6; and Motion to
6 Compel Depositions (Dkt. No. 30) (“collectively, the “Discovery Motions”).

7 Since filing the Discovery Motions, the parties have continued to meet and confer in order
8 to resolve the issues presented therein. To date, numerous issues presented by the Discovery
9 Motions have been resolved by the parties through their meet-and-confer efforts. The parties are
10 optimistic that they may resolve all of the issues presented by the Discovery Motions or, at the very
11 least, significantly narrow those issues prior to presenting them to the Court.

12 On October 23, 2015, Timothy Reed, counsel for Defendant, contacted Deputy Clerk
13 Valerie Callen to request a continuance of the November 4, 2015 hearing date for the Discovery
14 Motions to November 18, 2015. In a responsive voice message, Ms. Callen informed Mr. Reed
15 that the earliest available hearing date is December 2, 2015. Ms. Callen also stated that the parties
16 may file a stipulation to continue the hearings to December 2, 2015.

17 Accordingly, because a continuance may result in the conservation of judicial resources and
18 those of the parties, Plaintiff and Defendant jointly and respectfully request that the hearings on the
19 Discovery Motions be continued to December 2, 2015.

20
21 DATED: October 23, 2015 OGLETREE, DEAKINS, NASH, SMOAK & STEWART,
22 P.C.

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24 By: /s/ Timothy L. Reed
25 Kevin D. Reese
26 Timothy L. Reed

27 Attorneys for Defendant
28 THE SHERWIN-WILLIAMS COMPANY

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DATED: October 23, 2015

LAW OFFICE OF ERIK M. ROPER

By: /s/ Erik M. Roper (as authorized on 10/23/15)
Erik M. Roper

Attorney for Plaintiff
NATHAN LENARD

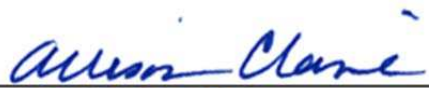
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[PROPOSED] ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED,

The hearings on Defendant’s Motion for Protective Order Regarding Plaintiff’s Request for Production of Documents, Set Nos. 4 and 6 (Dkt. No. 29) and Plaintiff’s Motion to Compel Amended Responses to Plaintiff’s Requests for Production of Documents, Set Nos. 4 and 6; and Motion to Compel Depositions (Dkt. No. 30) is hereby continued to December 2, 2015 at 10:00 a.m.

DATED: October 26, 2015



ALLISON CLAIRE
UNITED STATES MAGISTRATE JUDGE