1	McCormick, Barstow, Sheppard,	
2	Wayte & Carruth LLP Patrick Fredette, #207284	
3	patrick.fredette@mccormickbarstow.com Timothy R. Sullivan, #128467	
4	timothy.sullivan@mccormickbarstow.com	
5	7647 North Fresno Street Fresno, California 93720	
6	Telephone: (559) 433-1300 Facsimile: (559) 433-2300	
7	Attorneys for Defendant LIBERTY SURPLUS	
8	INSURÁNCE CORPORATION	
9		
10	UNITED STATES DISTRICT COURT	
11	EASTERN DISTRICT OF CALIFORNIA, SACRAMENTO DIVISION	
12		
13	PUBLIC SERVICE MUTUAL INSURANCE CO.,	Case No. 2:14-CV-00226-MCE-KJN
14	Plaintiff,	ORDER TO CONTINUE DATE FOR EXPERT WITNESS INFORMATION
15		EXCHANGE
16	V.	
17	LIBERTY SURPLUS INSURANCE CORPORATION, et al.,	
18	Defendant.	
19		
20	Plaintiff Public Service Mutual Insurance Company ("Public Service") and Defendant Liberty	
21	Surplus Insurance Corporation ("Liberty Surplus") previously participated in mediation efforts in	
22	relation to the underlying liability action (Balfour v. Fair Oaks Fountains, LLC, et al., Sacramento	
23	County Superior Court Case No. 34-2010-00082562) which did not resolve the dispute between	
24	Public Service and Liberty Surplus. Because of the nature of the issues, past mediation efforts, and	
25	information and documents exchanged in discovery, the parties believe that the dispute is amenable to	
26	summary judgment or partial summary judgment, which one or both parties are in the process of	
27	preparing and conferring regarding dates. The parties believe that exchange of expert witness	
28	information prior to resolution of those motions would be premature, and an unnecessary expenditure	
ow, 8	ORDER TO CONTINUE DATE	
REET	FOR EXPERT WITNESS I	NFORMATION EXCHANGE

of their respective resources, and would have to be amended following summary judgment or partial
summary judgment rulings.

3 In light of the foregoing, the parties submitted a signed stipulation (ECF No. 20) in which they requested that the Court continue the current August 25, 2015 deadline for exchange of expert witness 4 5 information to November1, 2015, to allow time for motions for summary judgment and/or partial 6 summary judgment to be filed and heard. 7 Pursuant to the parties' signed stipulation (ECF No. 20) and a showing of good cause, the 8 August 25, 2015 deadline for exchange of expert witness information is VACATED, and the deadline 9 for exchange of expert witness information shall be November 1, 2015. This Order does not affect any other deadlines identified in the January 15, 2015 Pretrial Scheduling Order (ECF No. 17). 10 11 IT IS SO ORDERED. 12 Dated: August 31, 2015 13 14 15 CHIEF JUDGE MORRISON C. ENGLAND, JR., 16 UNITED STATES DISTRICT COURT 17 18 19 20 21 22 23 24 25 26 27 28

MCCORMICK, BARSTOW, SHEPPARD, WAYTE & CARRUTH LLP 7647 NORTH FRESNO STREET FRESNO, CA 93720

ORDER TO CONTINUE DATE FOR EXPERT WITNESS INFORMATION EXCHANGE