

1 GAVRILOV & BROOKS  
 2 J. EDWARD BROOKS (SBN 247767)  
 3 CECILIA L. MARTIN (SBN 301027)  
 4 2315 Capitol Avenue  
 5 Sacramento, California 95816  
 Telephone: (916) 504-0529  
 Facsimile: (916) 473-5870  
 Email: [ebrooks@gavrilovlaw.com](mailto:ebrooks@gavrilovlaw.com)  
[cmartin@gavrilovlaw.com](mailto:cmartin@gavrilovlaw.com)

6 Attorneys for Plaintiff  
 7 GLORIA VALERIO

8 JACKSON LEWIS P.C.  
 9 CAROLYN G. BURNETTE (SBN 191294)  
 10 DOUGLAS M. EGBERT (SBN 265062)  
 11 801 K Street, Suite 2300  
 12 Sacramento, California 95814  
 Telephone: (916) 341-0404  
 Facsimile: (916) 341-0141  
 Email: [burnettec@jacksonlewis.com](mailto:burnettec@jacksonlewis.com)  
[egbertd@jacksonlewis.com](mailto:egbertd@jacksonlewis.com)

14 Attorneys for Defendant  
 15 COMPASS BANK

16 IN THE UNITED STATES DISTRICT COURT  
 17 FOR THE EASTERN DISTRICT OF CALIFORNIA  
 18 SACRAMENTO DIVISION

20 GLORIA VALERIO,  
 21 Plaintiff,  
 22 v.  
 23 COMPASS BANK; and DOES 1-50,  
 inclusive,  
 24 Defendants.

Case 2:14-CV-00741-JAM-KJN

**JOINT STIPULATION AND ORDER  
 TO CONTINUE TRIAL AND TRIAL-  
 RELATED DATES**

Complaint Filed: 01/31/14  
 Trial Date: 08/29/16

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1 GLORIA VALERIO (“Plaintiff”) and COMPASS BANK (“Defendant”) (collectively,  
2 “the Parties”), by and through their undersigned counsel, hereby stipulate and agree as follows:

3 WHEREAS, the Court granted Plaintiff’s prior counsel’s petition to withdraw as counsel  
4 on or about September 9, 2015 (Doc # 27, 29);

5 WHEREAS, the Court ordered the matter stayed until October 1, 2015 to give Plaintiff the  
6 opportunity to obtain new counsel (Doc # 27, 29);

7 WHEREAS, the Court continued the stay until October 31, 2015 in response to Plaintiff’s  
8 request for an extension of the stay (Doc # 30, 31);

9 WHEREAS, the Court continued all dates and deadlines in the case by 60 days given the  
10 continued stay (Doc # 34);

11 WHEREAS, the stay was lifted on October 31, 2015 (Doc # 37);

12 WHEREAS, Plaintiff obtained new counsel on or about December 3, 2015, which new  
13 counsel were substituted in as counsel of record with the Court on or about December 7, 2015  
14 (Doc. # 38, 39, 40);

15 WHEREAS, Plaintiff’s new counsel requires time to become familiar with the  
16 voluminous case file for this matter;

17 WHEREAS, the Parties are meeting and conferring regarding the completion of Plaintiff’s  
18 deposition;

19 WHEREAS, the Parties are meeting and conferring regarding the independent medical  
20 examination (“IME”) of Plaintiff;

21 WHEREAS, the doctor performing the IME does not have availability until March 2,  
22 2016;

23 WHEREAS, the Parties anticipate further discovery in this case, both written discovery  
24 and depositions;

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1 WHEREAS, the current dates and deadlines in this matter are as follows:

- 2 • Expert Disclosure: January 19, 2016
- 3 • Rebuttal Expert Disclosure: February 19, 2016
- 4 • Discovery Cutoff: April 29, 2016
- 5 • Dispositive Motion Filing Deadline: June 20, 2016
- 6 • Noticed Hearing on Dispositive Motions: July 18, 2016 at 9:30am
- 7 • Joint Pretrial Statement: September 6, 2016
- 8 • Final Pretrial Conference: September 13, 2016 at 10:00am
- 9 • Jury Trial: October 28, 2016 at 9:00am

10 WHEREAS, the Parties will be irreparably harmed and prejudiced without a continuance  
11 of the above dates because additional time is needed to complete discovery, including Plaintiff's  
12 deposition and IME, and to file motions for summary judgment and/or adjudication, if needed;

13 WHEREAS, the Parties agree and stipulate that the relief requested by this stipulation  
14 should cause fair, efficient and just administration of the instant matter;

15 WHEREAS, the Parties agree and stipulate that no parties will be prejudiced by the  
16 requested continuance;

17 WHEREAS, the Parties agree and stipulate that this stipulation may be executed in  
18 counterparts, and that a facsimile copy of this stipulation shall be deemed effective for all  
19 purposes hereto;

20 **IT IS HEREBY STIPULATED AND AGREED BY THE PARTIES HERETO,**  
21 **THROUGH THEIR RESPECTIVE COUNSEL, THAT ALL DATES SHOULD BE**  
22 **CONTINUED SIX MONTHS. THE PARTIES PROPOSE THE FOLLOWING DATES**  
23 **FOR THE COURT'S CONSIDERATION:**

- 24 • Expert Disclosure: July 18, 2016
- 25 • Rebuttal Expert Disclosure: August 18, 2016
- 26 • Discovery Cutoff: October 28, 2016
- 27 • Dispositive Motion Filing Deadline: December 19, 2017
- 28 • Noticed Hearing on Dispositive Motions: January 16, 2017 at 9:30am

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- Joint Pretrial Statement: March 7, 2017
- Final Pretrial Conference: March 14, 2017 at 10:00am
- Jury Trial: April 28, 2017 at 9:00am

GAVRILOV & BROOKS

Dated: December \_\_\_\_, 2015

By \_\_\_\_\_

J. Edward Brooks  
Cecilia L. Martin

Attorneys for Plaintiff  
GLORIA VALERIO

JACKSON LEWIS P.C.

Dated: December \_\_\_\_, 2015

By \_\_\_\_\_

Carolyn G. Burnette  
Douglas M. Egbert

Attorneys for Defendant  
COMPASS BANK

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**ORDER (AS MODIFIED BY THE COURT)**

Based upon the foregoing stipulation of the Parties, and good cause appearing therefor, **IT IS HEREBY ORDERED AS FOLLOWS:**

All current dates and deadlines are vacated and continued, as follows:

- 1. Expert Disclosure: July 18, 2016
- 2. Rebuttal Expert Disclosure: August 18, 2016
- 3. Discovery Cutoff: October 28, 2016
- 4. Dispositive Motion Filing Deadline: December 27, 2016
- 5. Noticed Hearing on Dispositive Motions: January 24, 2017 at 1:30 P.M.
- 6. Joint Pretrial Statement: March 10, 2017
- 7. Final Pretrial Conference: March 17, 2017 at 10:00am
- 8. Jury Trial: April 24, 2017 at 9:00am

Dated: 12/16/2015

/s/ John A. Mendez  
HON. JOHN A. MENDEZ  
JUDGE OF THE DISTRICT COURT