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13 Attorneys for Defendant
 COMPASS BANK

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

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

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

**JOINT STIPULATION AND ORDER
 EXTENDING TIME TO COMPLETE
 DEPOSITION OF DIANA MASTEN,
 R.N.**

Complaint Filed: 01/31/14
 Trial Date: 04/24/17

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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 Parties are have met and conferred on all remaining depositions,
4 including expert depositions, that must be completed prior to trial;

5 WHEREAS, the Court previously extended the deadline to complete several depositions,
6 including the deposition of Diana Masten, R.N., to December 31, 2016 (Doc. 62);

7 WHEREAS, Ms. Masten, a third-party witness, has informed Defendant she will not be
8 available for her deposition until January or February, 2017;

9 WHEREAS, the Parties are working together to minimize costs and the disruption to
10 non-litigant deponents, particularly by seeking to avoid any motion compelling them to
11 depositions;

12 WHEREAS, the Parties agree Defendant has been diligent in its efforts to complete
13 Ms. Masten’s deposition prior to December 31, 2016, but has been hindered by leaves of absence
14 and a vacation by Ms. Masten;

15 WHEREAS, the Parties agree that prejudice will occur to the other party should they be
16 unable to complete their respective depositions; and

17 WHEREAS, the Parties wish to complete the foregoing deposition without being in
18 violation of the Court’s Order Extending Time to Complete Depositions (Doc. 62);

19 **THEREFORE, THE PARTIES STIPULATE AND AGREE, THROUGH THEIR**
20 **RESPECTIVE COUNSEL, THAT THE DEPOSITION OF DIANA MASTEN, R.N.**
21 **SHALL BE COMPLETED NO LATER THAN FEBRUARY 28, 2017.**

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THE PARTIES AGREE TO MEET AND CONFER IN GOOD FAITH AND TO FULLY COOPERATE SO DIANA MASTEN'S DEPOSITION WILL BE TIMELY COMPLETED.

Dated: December 14, 2016

GAVRILOV & BROOKS

By: /s/ J. Edward Brooks (as authorized on 12/13/16)
J. Edward Brooks

Attorneys for Plaintiff
GLORIA VALERIO

JACKSON LEWIS P.C.

Dated: December 14, 2016

By: /s/ Evan D. Beecher
Carolyn G. Burnette
Douglas M. Egbert
Evan D. Beecher

Attorneys for Defendant
COMPASS BANK

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ORDER

Based upon the foregoing stipulation of the Parties, and good cause appearing therefor,

IT IS HEREBY ORDERED AS FOLLOWS:

- 1. Defendant shall complete the deposition of Diana Masten, R.N. by February, 28, 2017;
- 2. The Parties shall meet and confer in good faith and fully cooperate to complete Diana Masten’s deposition in a timely manner.

Dated: 12/14/16

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