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16 Attorneys for Plaintiffs

17 UNITED STATES DISTRICT COURT  
 18 EASTERN DISTRICT OF CALIFORNIA

19 GARY W. CROCKER and THOMAS  
 20 EVANS,

21 Plaintiffs,

22 v.

23 STATE OF CALIFORNIA,  
 24 DEPARTMENT OF  
 25 REHABILITATION,

26 Defendant.

No. 2:14-CV-01944 MCE DAD

**JOINT STIPULATION TO RESCHEDULE  
 NOTICED HEARING DATE FOR  
 DEFENDANT’S MOTION DISMISS  
 PLAINTIFFS’ COMPLAINT**

27 Plaintiffs Gary Crocker and Thomas Evans (Plaintiffs) and Defendant State of  
 28 California Department of Rehabilitation (Defendant) hereby stipulate as follows:

WHEREAS, on October 24, 2014, Defendant filed its Notice of Motion and Motion  
 to Dismiss Plaintiffs’ Complaint (Dkt. No. 18);

WHEREAS, Defendant’s Motion was noticed for a December 4, 2014 hearing  
 date; and

1 WHEREAS, counsel for Plaintiffs notified counsel for Defendant on November 12,  
2 2014 that counsel was not available for a December 4, 2014 hearing because counsel  
3 has a hearing scheduled in Harrisburg, Pennsylvania beginning on December 3, 2014;  
4 and

5 WHEREAS, counsel for Plaintiff notified counsel for Defendant that it would be  
6 available to participate in a hearing on January 8, 2014, if the Court elects to hold a  
7 hearing on Defendant's motion; and

8 WHEREAS, based on the original hearing date of December 4, 2014, Plaintiffs'  
9 opposition was due on November 20, 2014, and Defendant's Reply was due on  
10 November 27, 2014; and

11 WHEREAS, Counsel for Defendant agreed to rescheduling the hearing date on  
12 Defendant's Motion to Dismiss Plaintiffs' Complaint to January 8, 2014 so long as  
13 Plaintiffs' opposition remained due on November 20, 2014, and Defendant's Reply  
14 remained due on November 27, 2014; and

15 WHEREAS, no Court-ordered deadlines will be altered by this extension.

16 IT IS HEREBY STIPULATED by and between the parties pursuant to L.R. Civ.  
17 143 that the hearing date for Defendant's Motion to Dismiss Plaintiffs' Complaint will be  
18 continued until January 8, 2015, to the extent the Court wishes to hold a hearing on  
19 Defendant's Motion to dismiss, with Plaintiffs' Opposition to Defendant's Motion to  
20 Dismiss Plaintiffs' Complaint remaining due on November 20, 2014, and Defendant's  
21 Reply remaining due on November 27, 2014.

22 Respectfully submitted:

23  
24 November 12, 2014

25 By /s/ Susan Rockwood Gashel  
26 Admitted Pro Hac Vice  
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Attorneys for Plaintiffs

November 12, 2014

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Attorney for Defendant State of California,  
Department of Rehabilitation

It is so ORDERED.

Dated: November 18, 2014

  
\_\_\_\_\_  
MORRISON C. ENGLAND, JR., CHIEF JUDGE  
UNITED STATES DISTRICT COURT