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8 **UNITED STATES DISTRICT COURT**
9 **EASTERN DISTRICT OF CALIFORNIA**

10
11 UNITED STATES OF AMERICA for the
benefit of GEOSPHERE CONSULTANTS,
12 INC., a California corporation,

13 Plaintiffs,

14 vs.

15 TRAVELERS CASUALTY & SURETY CO.
OF AMERICA, a Connecticut corporation;
16 BARNHART-BALFOUR BEATTY, INC., a
California corporation, and DOES 1 through
17 50,

18 Defendants.
19

No. 2:14-cv-02026-WBS-DAD

**STIPULATION AND ORDER TO EXTEND
TIME FOR COMPLETION OF
DISCOVERY AND TIME TO FILE
MOTIONS TO COMPEL DISCOVERY**

1 **PURSUANT TO FEDERAL RULES OF CIVIL PROCEDURE, RULE 6, AND**
2 **CIVIL LOCAL RULES 143 AND 144 IT IS HEREBY STIPULATED AMONG THE**
3 **PARTIES, BY AND THROUGH THEIR RESPECTIVE ATTORNEYS OF RECORD,**
4 **AS FOLLOWS:**

5 WHEREAS, Plaintiff United States of America for the benefit of Geosphere
6 Consultants, Inc. (“Geosphere”) and Defendants Travelers Casualty and Surety Co. of America
7 (“Travelers”) and Barnhart-Balfour Beatty, Inc. (“Balfour Beatty”), collectively (“the
8 Parties”), have been ordered by this Court to complete discovery by or before April 17, 2015;

9 WHEREAS, this Court has further ordered that all motions to compel discovery, if any
10 there may be, be heard by or before April 17, 2015;

11 WHEREAS, the Parties have engaged in, and continue to engage in, good faith
12 settlement discussions;

13 WHEREAS, the Parties met and conferred via phone conference on April 1, 2015
14 regarding the status of settlement discussions, and are hopeful that settlement will be
15 imminently achieved;

16 WHEREAS, the Parties have determined that completing discovery by or before the
17 existing April 17, 2015 may result in unnecessary expenditure of time and resources, and may
18 hinder settlement discussions;

19 WHEREAS, the Parties have further determined that the existing deadline by which all
20 motions to compel discovery does not provide the Parties with time to propound, and respond
21 to discovery, and meet and confer in connection therewith prior to filing a motion to compel
22 discovery;

23 WHEREAS, the Parties have agreed to extend the date for completion of discovery and
24 the date for hearing of motions to compel discovery for a period of forty-five (45) days;

25 WHEREAS, the Parties acknowledge that, with the exception of the stipulated
26 extensions to deadlines for completion of discovery and for the hearing of motions to compel
27 discovery discussed herein, the remaining deadlines set by this Court’s Pre-Trial Scheduling
28 Order, entered on December 18, 2014, shall remain intact;

1 WHEREFORE THE PARTIES HEREBY STIPULATE AND AGREE AS
2 FOLLOWS:

3 The date for completion of the discovery is hereby extended for a period of forty-five
4 (45) days to be completed by or before June 2, 2015.

5 The date for hearing motions to compel discovery, if any there may be, is extended for
6 a period of forty-five (45) days, with said motions to be heard by or before June 2, 2015.

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8 DATED: April 7, 2015

By: /s/ Carrie A. MacIntosh
Carrie A. MacIntosh
Attorney for Plaintiff
Geosphere Consultants, Inc.

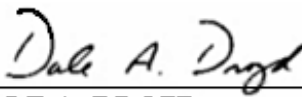
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11 DATED: April 7, 2015

By: /s/ Jason Thornton
Jason Thornton
Attorneys for Defendants
Travelers Casualty & Surety Co. of
America and Barnhart-Balfour Beatty

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17 **ORDER**

18 Pursuant to the parties' stipulation, IT IS SO ORDERED.

19 Dated: April 8, 2015

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21 _____
22 DALE A. DROZD
23 UNITED STATES MAGISTRATE JUDGE

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