

1 **GILBERT, KELLY, CROWLEY & JENNETT LLP**
 2 DAVID M. DANIELS, BAR NO. 170315
 3 JENNIFER CALDERON SCHMULDT, BAR NO. 234448
 4 1013 Galleria Boulevard, Suite 205
 5 Roseville, California 95678-1363
 6 (916) 472-3300; FAX: (213) 615-7100

7 **MAILING ADDRESS:**
 8 550 South Hope Street, 22nd Floor
 9 Los Angeles, California 90071-2627
 10 (213) 615-7000; FAX (213) 615-7100

11 Attorneys for Defendants
 12 PRIDE INDUSTRIES and JEAN ZURBUCHEN

13 **UNITED STATES DISTRICT COURT**
 14 **EASTERN DISTRICT OF CALIFORNIA**

15 NAPOLEON ANDREWS,

16 Plaintiff,

17 v.

18 PRIDE INDUSTRIES, JEAN ZURBUCHEN, as
 19 individuals and Does 1-10, inclusive,

20 Defendants.

Case No. 2014-CV-02154-KJM-AC

Assigned to the Hon. Kimberly J. Mueller

**JOINT STIPULATION AND ORDER
 CONTINUING FILING AND SERVICE
 DEADLINE FOR JOINT PRE-TRIAL
 CONFERENCE STATEMENT AND
 FINAL PRE-TRIAL CONFERENCE**

21 Plaintiff NAPOLEON ANDREWS (“Plaintiff”), and Defendants PRIDE INDUSTRIES and
 22 JEAN ZURBUCHEN (collectively referred to as “PRIDE”), constituting all the parties appearing
 23 in this action, through the undersigned counsel of record, hereby stipulate to continue the deadline
 24 for filing and service of the **Joint Pre-Trial Conference Statement** and all supporting materials
 25 from June 30, 2016, to **July 8, 2016**, and further stipulate to continue the **Final Pre-Trial**
 26 **Conference** from Thursday, July 21, 2016, to **Friday, July 22, 2016**.

27 **Reasons for Continuance.** Due to previous modifications of the Court’s Status
 28 (Scheduling and Pre-Trial Order), PRIDE’S Motion for Summary Judgment was not heard until
 May 18, 2016. To date, the parties have not received the Court’s Order on this substantive and
 dispositive motion, which will no doubt affect the proposed exhibits, witnesses, *motions in limine*,
 and other trial matters that are to be submitted with the Joint Pre-Trial Conference Statement. In

1 order to allow time for the Court to rule upon said motion, and for the parties to prepare
2 accordingly for the compilation of the Joint Pre-Trial Statement, and the Final Pre-Trial
3 Conference, the dates should be continued to a reasonable and available date for the parties, and for
4 the Court's calendar. The parties wish to have the current trial date of August 29, 2016, remain
5 undisturbed. The continuance of the above-related dates would still provide more than a month of
6 time between the Final Pre-Trial Conference and the Trial date of August 29, 2016, to allow the
7 current trial to remain even with the grant of this proposed continuance. The parties are informed
8 that the Court is currently available on the dates to which they Stipulate.

9 Now, therefore, **IT IS STIPULATED** by and between all parties to this action as follows:

- 10 1. That the filing and service deadline for the **Joint Pre-Trial Conference Statement**,
11 currently set for **June 30, 2016**, be continued to **July 8, 2016**; and
12 2. That the **Final Pre-Trial Conference**, currently set for Thursday, July 21, 2016, be
13 continued to **Friday, July 22, 2016**.

14 **SO STIPULATED.**

15 ROSA LAW GROUP

17 Dated:

18 /s/Andrea Rosa
19 ANDREA ROSA
20 Attorney for Plaintiff, NAPOLEON
21 ANDREWS

22 GILBERT KELLY CROWLEY & JENNETT

23 Dated: June 24, 2016

24 /s/ Jennifer C. Schmuldt
25 DAVID M. DANIELS
26 JENNIFER C. SCHMULDT
27 Attorneys for Defendants, PRIDE
28 INDUSTRIES, AND JEAN ZURBUCHEN

27 /././

ORDER

1 Based on the Joint Stipulation of the parties, the court's schedule and good cause appearing
2 therefor, **IT IS ORDERED** that the filing and service deadline for the Joint Pre-Trial Conference
3 Statement, currently set for June 30, 2016, be and hereby is continued to July 15, 2016. **IT IS**
4 **FURTHER ORDERED** that the Final Pre-Trial Conference currently set for Thursday, July 21,
5 2016 at 3:30 p.m., be and hereby is continued to Friday, July 29, 2016 at 10:00 a.m.

6 **IT IS SO ORDERED.**

7 DATED: June 28, 2016

8 
9 _____
10 UNITED STATES DISTRICT JUDGE
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28