

1 **P O R T E R | S C O T T**
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9 Attorney for Defendant,
 10 30th DISTRICT AGRICULTURAL ASSOCIATION

11 **UNITED STATES DISTRICT COURT**
 12 **EASTERN DISTRICT OF CALIFORNIA**

13 RICHARD HAMMOND ,
 14
 15 Plaintiff,

CASE NO.: 2:15-CV-0068-TLN-CMK

16 v.

**JOINT STIPULATION TO TAKE
 DEPOSITION AFTER EXISTING
 DISCOVERY CUT-OFF DATE AND
 ORDER**

17 COUNTY OF TEHEMA; 30TH DISTRICT
 18 AGRICULTURAL ASSOCIATION, a state
 19 institution of the State of California and DOES
 20 1-10, inclusive.

Complaint Filed: 1/12/2015

21 Defendants.

22 **WHEREAS**, Defendant 30TH DISTRICT AGRICULTURAL ASSOCIATION (“30TH
 23 DAA), and Plaintiff RICHARD HAMMOND (“HAMMOND”) by and through their respective
 24 counsel of record, hereby agree and stipulate as follows:

- 25 1. On or about January 12, 2015, HAMMOND filed his original Complaint.
- 26 2. On or about April 10, 2015, the parties agreed to participate in the Voluntary Dispute
 27 Resolution Program (“VDRP”). The parties could not reach an agreement.
- 28 3. On October 22, 2015, the parties filed a Joint Scheduling Report.
4. On December 7, 2015, the Court entered its Pre-Trial Scheduling Order. Since
 December 7, 2015, the parties have engaged in discovery, including the production of

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- 1 documents and third-party discovery.
- 2 5. The Court set a trial date for May 8, 2017 and ordered that all discovery be completed
- 3 by June 6, 2016. Paradoxically, the deadline for disclosure of Expert Witnesses is set
- 4 *after* the discovery cut-off on August 11, 2016, which would prevent conducting
- 5 depositions of said experts after disclosure.
- 6 6. On April 26, 2016, Plaintiff filed a Motion for Leave to Amend Complaint to join an
- 7 additional Defendant, Red Bluff Round-Up Association. The hearing for this Motion is
- 8 scheduled for June 2, 2016 at 2:00 p.m. in Courtroom 2. The 30th DAA's response to the
- 9 motion is due on May 19, 2016. The 30th DAA does not intend to oppose
- 10 HAMMOND's Motion for Leave.
- 11 7. Based on the schedule of the PMQ Deponent and counsel, there is a lack of time to
- 12 schedule and complete the PMQ's deposition prior to the June 6, 2016 discovery cut-off
- 13 date.
- 14 8. More, if Plaintiff's Motion for Leave is granted, Parties anticipate the Court will vacate
- 15 the due dates and hearing dates set in the current Pretrial Scheduling Order.
- 16 9. Permitting the scheduling of the PMQ deposition after the June 16, 2016 discovery cut-
- 17 off date will not affect any remaining dates.
- 18 10. Accordingly, the parties wish to schedule and take the deposition of the 30TH DAA's
- 19 Person Most Qualified deponent after the discovery cut-off date.
- 20

21 Based on the above, THE 30TH DAA AND HAMMOND HEREBY STIPULATE AND

22 AGREE, SUBJECT TO COURT APPROVAL, TO PERMIT THE DEPOSITION OF THE 30th

23 DAA's PMQ BE TAKEN AFTER THE DISCOVERY CUT-OFF, ON OR AFTER JUNE 6, 2016,

24 **AND PRIOR TO THE DISPOSITIONAL MOTIONS DATE OF DECEMBER 8, 2016.**

25 **IT IS SO STIPULATED AND AGREED.**

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Dated: May 18, 2016

PORTER SCOTT
A PROFESSIONAL CORPORATION
By /s/ Hovannes Nalbandyan
Steven E. Horan
Hovannes G. Nalbandyan
Attorney for Defendant,
30th DISTRICT AGRICULTURAL
ASSOCIATION

Dated: May 18, 2016

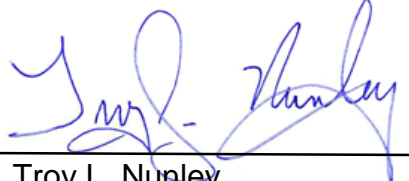
CENTER FOR DISABILITY ACCESS

By /s/ Amanda Lockhart (Authorized)
Amanda Lockhart
Attorney for Plaintiff,
RICHARD HAMMOND

ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: May 20, 2016



Troy L. Nunley
United States District Judge