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15 Attorneys for Plaintiff JOELLE STALLSMITH

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

18 JOELLE STALLSMITH, on behalf of  
 19 herself and all others similarly situated,

20 Plaintiff,

21 v.

22 LINDER PSYCHIATRIC GROUP,  
 INC., a California Corporation; DAVID  
 23 LINDER, M.D., an individual; RENAE  
 LINDER, an individual; and DOES 1 to  
 24 100, inclusive,

25 Defendants.

Case No. 2:15-cv-00667-CKD

**STIPULATION AND ORDER TO  
 EXTEND TRIAL AND DEADLINES**

Action Filed: November 18, 2014

26  
 27 Defendants Linder Psychiatric Group, Inc., David Linder, M.D., and Renae  
 28

1 Linder (“Defendants”) and Joelle Stallsmith (“Plaintiff”), by and through their  
2 respective counsel, hereby stipulate as follows:

3 WHEREAS, on July 2, 2015, the Status (Pretrial Scheduling) Order was filed.

4 WHEREAS, Trial in the instant action is currently scheduled for September  
5 26, 2016.

6 WHEREAS, the Final Pretrial Conference is currently scheduled for July 27,  
7 2016.

8 WHEREAS, all pretrial law and motion shall be completed by June 29, 2016.

9 WHEREAS, the Parties are engaging in good faith early settlement  
10 discussions;

11 WHEREAS, the Parties have recently agreed to explore potential resolution  
12 of this matter through the Court’s Voluntary Dispute Resolution Program  
13 (“VDRP”).

14 WHEREAS, the Parties desire to focus their efforts and resources on potential  
15 resolution of this matter and postpone costly trial preparation for a brief period of  
16 time;

17 WHEREAS, the Parties agree that there is good cause to continue the trial  
18 date and all applicable deadlines for at least ninety (90) days in order to facilitate  
19 good faith settlement negotiations between the Parties without incurring  
20 unnecessary costs and fees associated with trial preparation;

21 WHEREAS, continuance is necessary to avoid the Parties incurring  
22 unnecessary filing costs;

23 WHEREAS, this Stipulation is not entered into with the intent to delay. By  
24 continuing of the trial and applicable deadlines, there will be no prejudice to any  
25 party or to any of the witnesses involved in the case;

26 WHEREAS, the Parties have not previously sought any prior continuances;  
27 and

28 WHEREAS, the current trial date has not been previously continued by this

1 Court.

2 **STIPULATION**

3 IT IS HEREBY STIPULATED by all Parties, through their respective  
4 counsel, that:

5 1. The trial of this matter be continued from September 26, 2016 to  
6 February 6, 2017, or to a later date decided upon by the Court.

7 2. The deadline for all pretrial law and motion shall be continued at least  
8 (90) days from June 29, 2016 to September 29, 2016, or a later date decided upon by  
9 the Court.

10 3. All pre-trial deadlines and dates shall be extended in accordance with  
11 the new trial date.

12 4. This Stipulation may be executed in counterparts, each of which shall  
13 be deemed an original and all of which shall constitute one and the same Stipulation.

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28 IT IS SO STIPULATED.

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Date: May 20, 2016

FISHER & PHILLIPS LLP

By: /s/ Alden J. Parker  
Alden J. Parker

Attorneys for Defendants  
LINDER PSYCHIATRIC GROUP, INC.,  
DAVID LINDER, M.D., RENAE LINDER

Dated: May 20, 2016

THE LAW OFFICE OF BRIAN CRONE

By: /s/ Brian Crone  
Brian Crone

Attorney for Plaintiff  
JOELLE STALLSMITH

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Discovery cut-off is continued to July, 27, 2016.

Law and motion cut-off is continued to September 28, 2016.

Pretrial conference is continued to January 11, 2017 at 11:00 a.m.

Trial is continued to February 6, 2017 at 9:00 a.m.

Dated: 05/24/16



CAROLYN K. DELANEY  
UNITED STATES MAGISTRATE JUDGE

STIPULATION AND [PROPOSED] ORDER  
TO EXTEND TRIAL AND DEADLINES