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5 Attorneys for Plaintiff
 EARL THOMAS

6 * Defendants' counsel listed after the caption

8 UNITED STATES DISTRICT COURT
 9 EASTERN DISTRICT OF CALIFORNIA, SACRAMENTO DIVISION

11 EARL THOMAS,
 12 Plaintiff,
 13 v.

Case No. 2:15-cv-01952-TLN-EFB

**STIPULATION AND ORDER
 CONTINUING ALL DEADLINES AND
 TRIAL DATE**

14 SACRAMENTO COUNTY; SACRAMENTO
 COUNTY SHERIFF'S DEPUTIES S.
 15 DANIELS, FIDLER AND SERGEANT
 McKERSEY; SERG KEREZ; 99 CENTS
 16 ONLY STORES, LLC; and DOES 1-20,
 17 INCLUSIVE,
 18 Defendants.

19 LONGYEAR, O'DEA & LAVRA, LLP
 John A. Lavra, CSB No. 114533
 20 Kelley S. Kern, CSB No. 221265
 3620 American River Drive, Suite 230
 21 Sacramento, CA 95864
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22 Attorneys for Defendants
 23 COUNTY OF SACRAMENTO,
 DEPUTY S. DANIELS, DEPUTY FIDLER,
 24 and SERGEANT McKERSIE (erroneously sued as Sergeant McKERSEY)

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1 ANDREW S. PAULY (SBN 90145)
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3 SHORELINE, A Law Corporation
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10 Attorneys for Defendants
11 99 CENTS ONLY STORES, LLC,
12 and SERG KEREZ

13 Plaintiff EARL THOMAS (“Plaintiff”) and Defendants SACRAMENTO COUNTY;
14 SACRAMENTO COUNTY SHERIFF’S DEPUTIES S. DANIELS, FIDLER AND SERGEANT
15 McKERSIE (“County Defendants”); and SERG KEREZ and 99 CENTS ONLY STORES, LLC
16 (“99 Cents Defendants”); by and through their respective attorneys, hereby jointly stipulate and
17 respectfully request the trial date and pretrial deadlines in this case be continued. Presently, trial
18 in this case is scheduled to begin on April 29, 2019. This first request for an extension of time is
19 based on the following good cause:

- 20 1. Plaintiff, who is 89 years old, has been dealing with personal and family health
21 issues over the past six-months, including coordinating care for his terminally ill
22 wife. These life circumstances have greatly impeded Plaintiff from participating
23 fully in the preparation of his case and communicating with his counsel.
- 24 2. Due to Plaintiff’s inability to participate in the case, Defendants have been unable
25 to take Plaintiff’s deposition, Plaintiff has been unable to respond to Defendants’
26 written discovery, and Plaintiff has likewise been unable to conduct discovery.
- 27 3. The deadline to complete discovery in this matter is currently May 25, 2018; the
28 Parties need additional time to conduct discovery in this matter. Dkt. No. 46.
Without discovery the Parties cannot properly prepare for trial, or any settlement
conference between Plaintiff and one or more Party-Defendants.

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1 Based on the foregoing, the parties jointly stipulate and request that the Court continue all
2 case deadlines by nine months, including continuing the trial date from April 29, 2019, to January
3 27, 2020, and request continuing the associated case deadlines as follows:

4	Fact discovery cut-off:	January 25, 2019
5	Expert disclosure:	March 29, 2019
6	Expert rebuttal:	April 18, 2019
7	Expert discovery cut-off:	May 17, 2019
8	Hearing of dispositive motions:	September 5, 2019
9	Joint pretrial conference statement:	November 7, 2019
10	Pretrial conference:	November 14, 2019
11	Trial briefs:	January 13, 2020
12	Trial:	January 27, 2020

13
14 Dated: February 28, 2018

LAW OFFICES OF PAUL L. REIN.

15
16 By /s/ Paul L. Rein
17 PAUL L. REIN
18 Attorneys for Plaintiff
19 EARL THOMAS

20 Dated: February 28, 2018

LONGYEAR, O'DEA & LAVRA, LLP

21
22
23 By /s/ Kelley S. Kern
24 KELLEY S. KERN
25 Attorneys for Defendants
26 COUNTY OF SACRAMENTO,
27 SHERIFF SCOTT R. JONES, DEPUTY S.
28 DANIELS, DEPUTY FIDLER, and DEPUTY
McKERSIE (erroneously sued as Cpl. McKERSEY)

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Dated: February 28, 2018

SHORELINE, A Law Corporation

By /s/ Richard G. Stoll
RICHARD G. STOLL
Attorneys for Defendant
99 CENTS ONLY STORES LLC,
and SERG KEREZ

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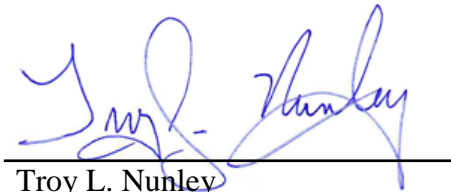
ORDER

Pursuant to the parties' stipulation, it is hereby ordered that the deadlines are reset as follows:

- Fact discovery cut-off: January 25, 2019
- Expert disclosure: March 29, 2019
- Expert rebuttal: April 18, 2019
- Expert discovery cut-off: May 17, 2019
- Hearing of dispositive motions: September 5, 2019
- Joint pretrial conference statement: November 7, 2019
- Pretrial conference: November 14, 2019
- Trial briefs: January 13, 2020
- Trial: January 27, 2020

IT IS SO ORDERED.

Dated: February 28, 2018



Troy L. Nunley
United States District Judge