

LEWIS BRISBOIS BISGAARD & SMITH LLP

DANA ALDEN FOX, SB# 119761

Dana.Fox@lewisbrisbois.com

EDWARD E. WARD, JR., SB# 249006

Edward.Ward@lewisbrisbois.com

TERA A. LUTZ, SB# 305304

Tera.Lutz@lewisbrisbois.com

633 West 5th Street, Suite 4000

Los Angeles, California 90071

Telephone: 213.250.1800

Facsimile: 213.250.7900

Attorneys for Defendants, HILTON

WORLDWIDE HOLDINGS, INC. and HILTON

WORLDWIDE, INC.

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA

FADI HADDAD,

Plaintiff,

vs.

HILTON WORLDWIDE HOLDINGS, INC.;
HILTON WORLDWIDE, INC.; and DOES 1-
50 Inclusive,

Defendants.

CASE NO. 2:16-CV-00405-MCE-CKD

The Hon. Morrison England, Jr.

**STIPULATION RE DISCOVERY CUT
OFF DATE; ORDER**

Trial Date: None Set

The parties are informed and believe that the current discovery cutoff date is August 23, 2017. However, both parties agree for good cause to be shown that this deadline will not allow them to complete all necessary discovery and have stipulated to moving the deadline to October 22, 2017. All other deadlines shall follow the Initial Pretrial Scheduling Order from the Court with the limited exception of certain expert discovery as referenced below.

Defendants anticipate filing a motion to dismiss for improper venue or forum non conveniens. The parties hereby stipulate that disclosure of expert witnesses and submission of expert reports shall occur thirty (30) days after the Court's ruling on Defendants' anticipated motion to dismiss. However, in the event such motion is heard and ruled upon by the Court before

1 November 23, 2017, all expert discovery shall commence pursuant to the Court's Initial Pretrial
2 Scheduling Order. One prior request to extend this discovery deadline has been made and this
3 matter has yet to be set for trial.

4 On July 18, 2017 Plaintiff served a Notice of Deposition of Wolfgang Meier; Notice of
5 Deposition of Person Most Knowledgeable at Hilton Worldwide Holdings, Inc.; and a Notice of
6 Deposition of Person Most Knowledgeable at Hilton Worldwide, Inc. All individuals are believed
7 to be located outside of the United States and Defendants must coordinate and communicate with
8 individuals in Abu Dhabi and Egypt to respond to this request. However, the parties have agreed
9 to cooperate with these requests and Defendants will produce person(s) most knowledgeable and
10 Mr. Meier for depositions to be initiated in the United States pursuant to videoconference and/or
11 telephonic conferences, in the event they have access to either telephonic or videoconference
12 capabilities. Further, Defendants contend that a key eye witness, the masseuse who is alleged to
13 have injured plaintiff, has not been located by Defendants. The masseuse is not employed with
14 Hilton Abu Dhabi and is believed to be living in Qatar.

15 On August 1, 2017 Defendants served a Notice of Deposition of Plaintiff Fadi Haddad. On
16 August 17, 2017, plaintiff's counsel informed counsel for defendants that plaintiff would be
17 unavailable for deposition.

18 Both parties are working in good faith to produce their requested witnesses and do not
19 wish to pursue a motion to compel. Because both parties properly noticed depositions prior to the
20 discovery cutoff date and both parties intend to produce witnesses following the cutoff date, both
21 parties would be prejudiced by failure to extend the discovery cutoff date by sixty (60) days.

1 DATED: August _22_, 2017

LEWIS BRISBOIS BISGAARD & SMITH LLP

2
3 By: /s/ Tera A. Lutz

4 Dana Alden Fox

5 Edward E. Ward. Jr.

6 Tera A. Lutz

7 Attorneys for Defendants, HILTON

8 WORLDWIDE HOLDINGS, INC. and HILTON

9 WORLDWIDE, INC.

10 DATED: August _22_, 2017

ENGSTROM, LIPSCOMB, & LACK LLP

11 By: /s/ Steven J. Lipscomb

12 Steven J. Lipscomb

13 Eric Bell


14 Attorneys for Plaintiff, FADI HADDAD

15 **ORDER**

16 Good cause appearing to amend the pretrial scheduling order, the Court orders that
17 discovery shall be conducted so as to be completed not later than **October 22, 2017**.

18 IT IS SO ORDERED.

19 Dated: August 28, 2017

20 
21 MORRISON C. ENGLAND, JR.
22 UNITED STATES DISTRICT JUDGE
23
24
25
26
27
28