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 CHARLOTTE PIPE AND FOUNDRY COMPANY

7 UNITED STATES DISTRICT COURT
 8 EASTERN DISTRICT OF CALIFORNIA

9
 10 AMERICAN GUARANTEE AND
 11 LIABILITY INSURANCE COMPANY,

12 Plaintiff,

13 v.

14 CHARLOTTE PIPE AND FOUNDRY
 15 COMPANY,

16 Defendant.

Case No. 2:16-CV-00590-MCE-EFB

Assigned to: Hon Morrison C. England, Jr.
 Courtroom 7 (14th Floor)

**STIPULATION TO MODIFY PRETRIAL
 SCHEDULING ORDER**

Action Filed: February 2, 2016
 Trial Date: None Set

17 IT IS HEREBY STIPULATED by and between all parties, through their designated
 18 counsel, that certain dates and other deadlines listed in the Court’s Supplemental Pretrial
 19 Scheduling Order dated October 21, 2016 and subsequently modified pursuant to the Court’s
 20 Order dated November 2, 2017 be continued by approximately 45 days. Good cause exists
 21 for the extension under Rule 16(b) of the Federal Rules of Civil Procedure and Section VIII
 22 of the Supplemental Pretrial Scheduling Order, based upon the parties’ desire to participate in
 23 mediation with mediator John Bates of JAMS on December 19, 2018, following the recent
 24 completion of all non-expert discovery with the exception of a single third-party deposition
 25 that the parties are presently working together to schedule. The parties wish to mediate the
 26 matter before incurring the costs associated with expert disclosures and dispositive motions,
 27 and therefore wish to continue the associated deadlines by approximately 45 days.
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Accordingly, per the instant stipulation, the parties, through their designated counsel, request that the Court’s Supplemental Pretrial Scheduling Order dated October 21, 2016 and subsequently modified pursuant to the Court’s Order dated November 2, 2017 be modified to incorporate the following, revised deadlines:

Expert Witness DisclosuresJanuary 2, 2019

Last Day to Hear Dispositive Motions.....April 8, 2019

Dated: November 7, 2018

SHUMSKY & BACKMAN

By: /s/ Eric C. Hanson
ERIC C. HANSON
Attorneys for Plaintiff
AMERICAN GUARANTEE AND LIABILITY
INSURANCE COMPANY

Dated: November 7, 2018

MCCAFFERY | HOSKING LLP

By: /s/ Jason B. Shane
TIMOTHY J. MCCAFFERY
JASON B. SHANE
Attorneys for Defendant
CHARLOTTE PIPE AND FOUNDRY
COMPANY

ORDER MODIFYING PRETRIAL SCHEDULING ORDER

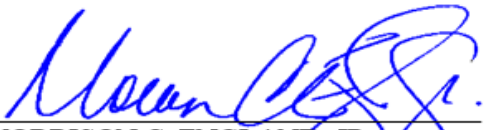
The Court, having reviewed the parties’ November 7, 2018 Stipulation to Modify Pretrial Scheduling Order, finds that good cause exists for the requested continuance under Rule 16(b) of the Federal Rules of Civil Procedure and Section VIII of the Supplemental Pretrial Scheduling Order dated October 21, 2016 and subsequently modified pursuant to the Court’s Order dated November 2, 2017, based upon the parties’ desire to participate in mediation with mediator John Bates of JAMS on December 19, 2018, following the recent completion of all non-expert discovery with the exception of a single third-party deposition that the parties are presently working together to schedule, and the parties’ wish to mediate the matter before incurring the costs associated with expert disclosures and dispositive motions.

Accordingly, the Court orders that its Supplemental Pretrial Scheduling Order dated October 21, 2016 and subsequently modified pursuant to the Court’s Order dated November 2, 2017 is hereby modified to incorporate the following, revised deadlines:

- Expert Witness Disclosures January 2, 2019
- Last Day to Hear Dispositive Motions..... April 8, 2019

IT IS SO ORDERED.

Dated: December 30, 2018


MORRISON C. ENGLAND, JR.
UNITED STATES DISTRICT JUDGE