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8 UNITED STATES DISTRICT COURT
9 EASTERN DISTRICT OF CALIFORNIA
10

11 David P. Demarest,

12 Plaintiff,

13 v.

14 City of Vallejo, California, et al.

15 Defendants.
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Case No. 2:16-cv-02271-MCE-KJN

**NOTICE OF MOTION AND STIPULATED
MOTION TO EXTEND TIME TO
COMPLETE DISCOVERY**

Hearing Date: July 26, 2018

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19 Plaintiff and Defendants file this stipulated motion pursuant to Federal Rule of Civil Procedure
20 6(b)(1)(A), to extend the time within which to complete discovery, based upon the following:

21 This Court's December 19, 2017 Scheduling Order (Dkt 19) sets a deadline of August 9, 2018
22 for the parties to complete discovery. Order at 3:20. Plaintiff was proceeding in the case pro se until
23 undersigned counsel filed a Notice of Appearance on May 15, 2018 (Dkt 39). While Plaintiff was
24 proceeding pro se he did not conduct any discovery apart from making the required initial disclosures.
25 Plaintiff's counsel has not had sufficient time to gain a thorough understanding of the facts, propound
26 written discovery, find rebuttal experts, and notice depositions to complete discovery within the
27 current deadline. Counsel for Defendants agrees that the additional time for discovery will assist the

1 parties in preparing the case for trial.

2 Accordingly, the parties move the court to extend the time within which to complete discovery
3 until September 14, 2018. Such extension should not interfere with the March 5, 2019 trial setting, and
4 will leave adequate time for the filing and consideration of dispositive motions.
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6 Dated: June 7, 2018

7 Respectfully submitted,

8 KATON LAW

CITY OF VALLEJO, CITY ATTORNEY'S
OFFICE

9
10 /s/ Glenn Katon
11 Glenn Katon
12 Attorney for Plaintiff
David P. Demarest


/s/ Katelyn M. Knight
Katelyn M. Knight
Attorneys for Defendants
CITY OF VALLEJO, OFFICER JODI BROWN

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15 ORDER

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17 Pursuant to the stipulation of the parties, the deadline for discovery is extended through
18 September 14, 2018. All other provisions of the Court's December 19, 2017 Scheduling Order remain
19 in full force and effect.
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21 IT IS SO ORDERED.

22 Dated: June 14, 2018

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24 KENDALL J. NEWMAN
25 UNITED STATES MAGISTRATE JUDGE
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