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13 by and through her guardian ad litem TYESHINA SYKES,

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23 an individual and KUNKEL TRUCK LINES, INC., a South Dakota Corporation

**UNITED STATES DISTRICT COURT**

**EASTERN DISTRICT OF CALIFORNIA (SACRAMENTO DIVISION)**

24 TYESHINA SYKES, an individual; and ) CASE NO.: 2:16-cv-02851-WBS-GGH  
25 JAE'LONIA SYKES, by and through her ) Hon. William B. Shubb  
26 guardian ad litem TYESHINA SYKES, an )  
27 individual, )  
28 )  
29 ) **STIPULATION AND ORDER TO**  
30 ) **CONTINUE EXPERT DISCOVERY**  
31 ) **CUTOFF**  
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1 Plaintiffs Tyeshina Sykes and Jae’Lonia Sykes, and Defendants Donald James Shea and  
2 Kunkle Truck Lines, Inc., by and through their respective counsel, hereby agree and stipulate as  
3 follows:

4 1. On April 7, 2017, the Court issued a Status (Pretrial Scheduling) Order, ordering  
5 the parties to disclose experts and produce expert reports in accordance with Federal Rule of  
6 Civil Procedure 26(a)(2) by no later than June 9, 2017, and rebuttal reports in accordance with  
7 Federal Rule of Civil Procedure 26(a)(2) on or before July 7, 2017. The Court also left  
8 discovery open until August 2, 2017. The Court also set the Final Pretrial Conference for  
9 December 4, 2017, and the Trial for February 6, 2017.

10 2. During the entire pendency of this lawsuit, the Parties have worked amicably and  
11 diligently in an effort to complete discovery. The Parties are continuing to do so.

12 3. The Parties agree that given the nature of the disputes in this particular case, it  
13 would be appropriate to continue the deadlines associated with expert discovery.

14 4. The Parties agree that the deadline to disclose experts and produce expert reports  
15 in accordance with Federal Rule of Civil Procedure 26(a)(2) should occur no later than August  
16 17, 2017, and rebuttal reports should be served in accordance with Federal Rule of Civil  
17 Procedure 26(a)(2) on or before September 15, 2017.

18 5. The Parties agree that the deadline to conduct depositions of experts should be  
19 extended to October 13, 2017.

20 6. The Parties agree that expert discovery shall be completed not later than October  
21 31, 2017. The word “completed” shall have the same meaning as outlined in the Court’s April  
22 7, 2017 Status (Pretrial Scheduling) Order.

23 7. The Parties agree that expert discovery/motions relating to experts shall be  
24 completed not later than October 31, 2017.

25 8. No other pending dates in this matter need to be moved at this time.

26 **THEREFORE THE PARTIES AGREE AND STIPULATE** to continue the deadline  
27 to disclose experts and produce expert reports in accordance with Federal Rule of Civil  
28 Procedure 26(a)(2) by no later than August 17, 2017, and rebuttal reports on or before

1 September 15, 2017. The parties also agree that the deadline to conduct depositions of experts  
2 will be extended to October 13, 2017. The deadline to complete expert discovery should be  
3 October 31, 2017. All other dates remain as currently calendared.

4 **The parties herein agree this stipulation may be signed in counterpart.**

5  
6 DATED: May \_\_\_\_, 2017

**BANAFSHEH, DANESH & JAVID, PC**

7  
8  
9 By \_\_\_\_\_

10 SHAWN J. McCANN  
11 LAUREN E.S. HORWITZ  
12 NORMANDY KIDD  
13 Attorneys for Plaintiffs and Counter-Defendant  
14 Tyeshina Sykes

15 DATED: May \_\_\_\_, 2017

**LOW, BALL & LYNCH**

16 By \_\_\_\_\_

17 J. STEPHANIE KRMPOTIC  
18 LEEH A. DIBELLO  
19 Attorneys for Defendants  
20 DONALD JAMES SHEA, an individual and  
21 KUNKEL TRUCK LINES, INC., a South Dakota  
22 Corporation

**ORDER**

The Court having read the foregoing Stipulation and good cause appearing therefore, IT IS HEREBY ORDERED that the deadline to disclose experts and produce expert reports in accordance with Federal Rule of Civil Procedure 26(a)(2) shall occur no later than August 17, 2017, and rebuttal reports shall be served in accordance with Federal Rule of Civil Procedure 26(a)(2) on or before September 15, 2017. The deadline to conduct depositions of experts will be extended to October 13, 2017. Expert discovery shall be completed not later than October 31, 2017. The word “completed” shall have the same meaning as outlined in the Court’s April 7, 2017 Status (Pretrial Scheduling) Order.

**Additional Order**

Under no circumstances shall the above extension of expert discovery affect the cutoff date for dispositive motions, nor shall it in any way affect the requirement of filing pretrial statements as previously ordered.

**IT IS SO ORDERED.**

Dated: May 24, 2017

/s/ Gregory G. Hollows  
UNITED STATES MAGISTRATE JUDGE