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7 Attorneys for Plaintiff GLENN-COLUSA
8 IRRIGATION DISTRICT

9
10 UNITED STATES DISTRICT COURT
11 EASTERN DISTRICT OF CALIFORNIA

12
13 GLENN-COLUSA IRRIGATION DISTRICT,

14 Plaintiff,

15 v.

16 UNITED STATES ARMY CORPS OF
ENGINEERS; et al.,

17 Defendants.
18

CASE NO. 2:17-CV-00120-WBS-GGH

**STIPULATION AND [PROPOSED]
ORDER REGARDING THE TAKING
OF ADDITIONAL DEPOSITIONS**

19 This stipulation is entered into by and between Plaintiff, Glenn-Colusa Irrigation District
20 (Plaintiff); and Defendants, United States Army Corps of Engineers (USACE), R.D. James,
21 Assistant Secretary of the Army for Civil Works¹, Lieutenant General Todd T. Semonite,
22 Commanding General and Chief of Engineers, USACE, and Colonel David Ray, District
23 Commander, USACE, Sacramento District (collectively, “Defendants”).

24 WHEREAS, Plaintiff and Defendants (collectively, the “Parties”) are engaged in litigation
25 in the above-captioned matter; and

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28 ¹ R.D. James is automatically substituted for Robert M. Speer under Fed. R. Civ. P. 25(d).

1 WHEREAS, Rule 30(a)(2) of the Federal Rules of Civil Procedure establishes a
2 presumptive limit of ten (10) depositions each for plaintiffs and defendants; and

3 WHEREAS, Defendant USACE, through its initial disclosures and responses to other
4 discovery, has identified at least eighteen (18) individuals, including staff, consultants, and
5 experts, who may have relevant information related to Plaintiff's claims; and

6 WHEREAS, Plaintiff further identified at least two (2) individuals as non-retained experts
7 having relevant information to Plaintiff's claims; and

8 WHEREAS, the duration of the dispute underlying this litigation and complexity of the
9 issues involved in this matter require that Plaintiff take additional depositions beyond the
10 presumptive limit in Rule 30(a)(2); and

11 WHEREAS, the Parties have conferred regarding the subject of Plaintiff taking additional
12 depositions in this matter; and

13 NOW, THEREFORE, the Parties hereby stipulate, and respectfully request that the Court
14 so order, that the following Stipulation shall govern in the instant case:

15 1. Pursuant to Rule 30(a)(2) of the Federal Rules of Civil Procedure, the Parties agree
16 to allow Plaintiff to take up to ten (10) depositions beyond the presumptive limit of ten (10)
17 depositions, for a total of twenty (20) depositions in this matter.

18 2. This Stipulation may be executed in counterparts.

19 IT IS SO STIPULATED.

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21 SOMACH SIMMONS & DUNN
A Professional Corporation

22
23 DATED: October 12, 2018

24 By: /s/ Alexis K. Stevens
25 STUART L. SOMACH
26 FRANCIS M. GOLDSBERRY
27 ALEXIS K. STEVENS
28 Attorneys for Plaintiff GLENN-COLUSA
IRRIGATION DISTRICT

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McGREGOR W. SCOTT
United States Attorney

DATED: October 12, 2018

By: /s/ Benjamin E. Hall
Benjamin E. Hall
Assistant U.S. Attorney
Attorney for Defendants UNITED STATES
ARMY CORPS OF ENGINEERS, et al.

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ORDER

The Court, having considered the stipulation submitted herewith, hereby makes the following order:

Plaintiff Glenn-Colusa Irrigation District may take ten (10) depositions beyond the presumptive limit of ten (10) depositions outlined in the Federal Rules of Civil Procedure, for a total of twenty (20) depositions.

IT IS SO ORDERED.

Dated: October 15, 2018



WILLIAM B. SHUBB
UNITED STATES DISTRICT JUDGE