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9 Attorneys for Plaintiff
 MABLE OERTELL

11 * *Defendants' counsel listed after the caption*

12 UNITED STATES DISTRICT COURT
 13 EASTERN DISTRICT OF CALIFORNIA, SACRAMENTO DIVISION

15 MABLE OERTELL,
 16 Plaintiff,
 17 v.
 18 SIX FLAGS ENTERTAINMENT
 CORPORATION; PARK MANAGEMENT
 19 CORP dba SIX FLAGS DISCOVERY
 KINGDOM; DIPPIN DOTS, LLC; FOTO
 20 FANTASY, INC.; PANDA RESTAURANT
 GROUP, INC.; DOE NO. 1 dba COLD
 21 STONE CREAMERY RESTAURANT No.
 22293; KAHALA RESTAURANT
 22 FRANCHISING, LLC; and DOES 2-20,
 Inclusive,
 23
 24 Defendants.

Case No. 2:17-cv-00267-TLN-DB

**STIPULATION AND ORDER
 CONTINUING ALL DEADLINES AND
 TRIAL DATE**

**DATES MODIFIED FROM SUBMITTED
 VERSION**

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11 DIPPIN' DOTS, LLC

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14 Plaintiff Mable Oertell (“Plaintiff”) and Defendants SIX FLAGS ENTERTAINMENT
15 CORPORATION, PARK MANAGEMENT CORPORATION, PANDA RESTAURANT
16 GROUP, INC., and KAHALA RESTAURANT HOLDINGS (“Six Flags Defendants”); Defendant
17 FOTO FANTASY, INC., and Defendant DIPPIN’ DOTS, LLC (collectively, the “Parties”) by
18 and through their respective attorneys, hereby jointly stipulate and respectfully request the
19 trial date and pretrial deadlines in this case be continued. Presently, trial in this case is
20 scheduled to begin on June 4, 2018. This first request for an extension of time is based on
21 the following good cause:

- 22 1. On July 11, 2017, Defendants filed a motion for partial summary judgment
23 (“Partial MSJ”). [Dkt. No. 63.] Defendants’ Partial MSJ is fully briefed but no
24 ruling has been issued by the Court.
- 25 2. In light of Defendants’ Partial MSJ, on July 18, 2017, Defendants filed a Motion to
26 Stay Discovery Pending Adjudication of Defendants’ Motion for Summary
27 Judgment. [Dkt. No. 65.] On July 24, 2017, Magistrate Judge Barnes issued a
28 minute order directing that Defendants had incorrectly noticed the motion on her

1 calendar and directed that it must be placed on Judge Nunley's civil law and
2 motion calendar instead. [Dkt. No. 71.] On July 18, 2017, Defendants' refiled
3 their Motion to Stay on Judge Nunley's civil law and motion calendar. [Dkt. No.
4 72.] On January 19, 2018, the Court denied Defendants' Motion to Stay.

5 3. To date, other than a site inspection which was held on August 22, 2017, no
6 discovery has been exchanged since the Parties were awaiting the Court's decision
7 on Defendants' Motion to Stay.

8 4. Since the Court issued its decision denying Defendants' Motion to Stay on January
9 19, 2018, and the deadline to complete discovery in this matter is currently
10 February 15, 2018, the Parties need additional time to conduct discovery in this
11 matter. [Dkt. No. 93.]

12 Based on the foregoing, the parties jointly stipulate and request that the Court continue the
13 trial date from January 22, 2019, to April 30, 2019, and that the associated case deadlines be
14 continued as follows:

15	Fact discovery cut-off:	May 17, 2018
16	Expert disclosure:	July 19, 2018
17	Expert rebuttal:	August 8, 2018
18	Expert discovery cut-off:	September 7, 2018
19	Hearing of dispositive motions:	November 29, 2018
20	Joint pretrial conference statement:	February 7, 2019
21	Pretrial conference:	February 14, 2019
22	Trial briefs:	April 16, 2019
23	Trial:	April 30, 2019

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Dated: January 26, 2018

DERBY, McGUINNESS & GOLDSMITH, L.P.
LAW OFFICES OF PAUL L. REIN

By /s/ Steven L. Derby
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Attorneys for Plaintiff
MABLE OERTELL

Dated: January 26, 2018

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Dated: January 26, 2018

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By /s/ Janet L. Grumer
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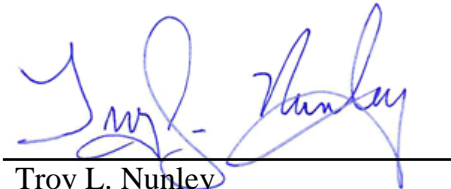
ORDER

Pursuant to the parties' stipulation, it is hereby ordered that the deadlines are reset as follows:

- Fact discovery cut-off: May 17, 2018
- Expert disclosure: July 19, 2018
- Expert rebuttal: August 8, 2018
- Hearing of dispositive motions: **December 6, 2018**
- Joint pretrial conference statement: **February 14, 2019**
- Final Pretrial Conference: **February 21, 2019, at 2:00 PM**
- Jury Trial: **May 6, 2019, at 9:00 AM**

IT IS SO ORDERED.

DATED: January 26, 2018



Troy L. Nunley
United States District Judge