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14 Attorney for Defendant:
 15 O'REILLY AUTO ENTERPRISES, LLC

16
 17 UNITED STATES DISTRICT COURT
 18 EASTERN DISTRICT OF CALIFORNIA

19 ALEN ALLRED,
 20
 21 Plaintiff,
 22 vs.
 23 O'REILLY AUTO ENTERPRISES, LLC,
 a Delaware Limited Liability Company,
 24 Defendants.
 25

) No. 2:17-CV-01179-TLN-DB

) **JOINT STIPULATION AND ORDER**
) **TO ALLOW DEPOSITIONS AFTER**
) **THE DISCOVERY DEADLINE**

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TO THE HONORABLE DEBORAH BARNES:

The parties hereto, Plaintiff ALEN ALLRED (“Plaintiff”) and Defendant O’REILLY AUTO ENTERPRISES, LLC (“Defendant”), by and through their respective counsel of record, hereby stipulate to good cause in support of relief from the discovery cutoff to allow Four (4) Depositions as follows:

WHEREAS, the parties engaged in mediation with Tripper Ortman, Esq. on May 31, 2018;

WHEREAS, the parties continued the negotiation process through July 26, 2018;

WHEREAS, the parties were close to negotiating a settlement during this process;

WHEREAS, the parties were trying to avoid expending funds on unnecessary depositions until settlement negotiations failed;

WHEREAS, Plaintiff served Notices of Depositions before the cutoff but, due to an oversight, set them after the discovery cutoff;

WHEREAS, counsel for the parties have agreed that only four depositions will be required as follows:

Plaintiff

Jimmy Mojica

Michael Heller

O’Reilly Designated Person (R30(b)(6))

WHEREAS, taking of these depositions will help the parties prepare the case for jury trial and will streamline the presentation of that trial;

WHEREAS, there is no objection to these depositions and the parties don’t foresee any unnecessary delay in preparing the case for trial from requested relief;

IT IS HEREBY STIPULATED by and between Plaintiff and Defendant through their respective counsel of record that the parties be given leave to conduct Four (4) depositions of the following witnesses:

Plaintiff

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Jimmy Mojica
Michael Heller
O'Reilly Designated Person (R30(b)(6))

IT IS SO STIPULATED.

Dated: August 22, 2018

JACHIMOWICZ LAW GROUP

/s/ Joel P. Waelty
Attorney for Plaintiff
ALAN ALLRED

Dated: August 22, 2018

HIGGS, FLETCHER & MACK, LLP

/s/ Derek W. Paradis
Attorney for Defendant
O'REILLY AUTO ENTERPRISES, LLC

ORDER

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GOOD CAUSE APPEARING, IT IS HEREBY ORDERED that the parties are relieved from the discovery cutoff and may set and take the depositions of the following witnesses:

Plaintiff

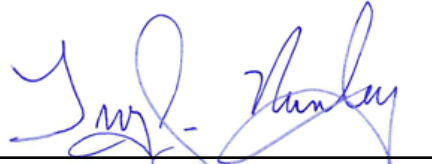
Jimmy Mojica

Michael Heller

O'Reilly Designated Person (R30(b)(6))

IT IS SO ORDERED.

Dated: August 22, 2018



Troy L. Nunley
United States District Judge