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CITY OF STOCKTON;
6 STOCKTON POLICE DEPARTMENT;
ERIC T. JONES; and
7 DAVID WELLS

8 **UNITED STATES DISTRICT COURT**

9 **FOR THE EASTERN DISTRICT OF CALIFORNIA**

10 **L.F., A MINOR, BY AND THROUGH) No. 2:17-CV-01648-KJM-DB**
11 **DANISHA BROWN, AND K.F., A MINOR,)**
12 **BY AND THROUGH DANISHA BROWN,) STIPULATION AND ORDER FOR**
13 **Plaintiffs,) PARTIAL MODIFICATION OF**
vs.) SCHEDULING ORDER
14 **CITY OF STOCKTON, STOCKTON)**
15 **POLICE DEPARTMENT ; ERIC T.)**
16 **JONES ; DAVID WELLS, et al.,)**
Defendants.)

17 _____)
18 **M.C.F., by and through his Guardian ad) No. 2:17-CV-02038-KJM-DB**
19 **Litem ELIZABETH CASAS BAUTISTA,)**
20 **individually and as successor-in-interest to)**
21 **Decedent COLBY FRIDAY; K.S.F., by and)**
22 **through her Guardian ad Litem,)**
23 **ELIZABETH CASAS BAUTISTA,)**
24 **individually and as successor-in-interest to)**
25 **Decedent COLBY FRIDAY; THE ESTATE)**
26 **OF COLBY FRIDAY, by and through its)**
27 **personal representative DENISE FRIDAY)**
HALL,)
Plaintiffs,)
vs.)
28 **CITY OF STOCKTON, STOCKTON)**
POLICE DEPARTMENT ; ERIC T.)
JONES ; DAVID WELLS, et al.,)
Defendants.)

1 Pursuant to Federal Rules of Civil Procedure Rule 16(b)(4), and Section XI of the Status
2 (Pre-trial) Scheduling Order issued by United States District Judge Kimberly J. Mueller on October
3 10, 2018 (the "Scheduling Order"), (ECF 37.) Plaintiff M.C.F., by and through his appointed
4 Guardian ad Litem Dr. Arthur Hall- individually and as successor-in-interest to Decedent COLBY
5 FRIDAY; K.S.F., by and through her Guardian ad Litem, Dr. Arthur Hall, individually and as
6 successor-in-interest to Decedent COLBY FRIDAY; THE ESTATE OF COLBY FRIDAY, by and
7 through its personal representative Denise Hall and Defendants, CITY OF STOCKTON;
8 STOCKTON POLICE DEPARTMENT; ERIC T. JONES; and DAVID WELLS (collectively
9 "Defendants"), by and through undersigned counsel, hereby jointly stipulate and move to modify
10 the Scheduling Order for good cause as follows:
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12 1. Pursuant to the Scheduling Order, the cut-off for general discovery is January 21,
13 2018. There is no trial date yet set in this matter.

14 2. The deposition of the minor plaintiffs' Guardian Ad Litem, Dr. Arthur Hall was
15 originally scheduled for December 21, 2018.

16 3. At the request of the plaintiffs' attorney the deposition of Dr. Hall was continued to
17 January 8, 2019.

18 4. On January 7, 2019 the plaintiffs' attorney advised the Dr. Hall was unavailable for
19 his deposition and requested that it be reset.

20 5. After meet and confer efforts the deposition of Dr. Hall was again reset for February
21 1, 2019.

22 6. As a result of Dr. Hall's unavailability to present for his deposition until February 1,
23 2019 the parties request that the discovery closure date be extended to February 15, 2019.

24 7. This stipulation is intended to apply only to the portion of the case formally known
25 as MCF v. City of Stockton Case No. 2:17-CV-02038-KJM-DB.
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IT IS RESPECTFULLY REQUESTED AND SO STIPULATED.

LAW OFFICE OF JOHN L. BURRIS

DATED: January 17, 2019

/s/ Lateef H. Gray, Esq. (as authorized 1/17/19)
LATEEF H. GRAY, ESQ.
ATTORNEYS FOR PLAINTIFF

MAYALL HURLEY PC

DATED: January 17, 2019

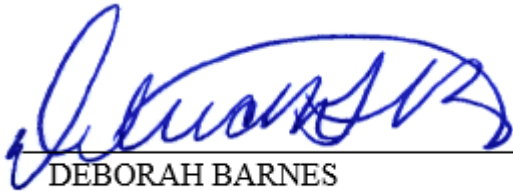
/s/ Mark E. Berry, Esq.
MARK E. BERRY
ATTORNEYS FOR DEFENDANTS CITY OF
STOCKTON; STOCKTON POLICE
DEPARTMENT; ERIC T. JONES; and DAVID
WELLS

ORDER

The Court, having considered the parties' Joint Stipulation and Request to Modify Scheduling Order, and good cause appearing therefore, hereby modifies the Scheduling Order as follows:

Event	Existing Date	New Date
General Discovery Deadline	January 21, 2019	February 15, 2019

Dated: January 21, 2019



DEBORAH BARNES
UNITED STATES MAGISTRATE JUDGE

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