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5 Attorneys for Plaintiff
 KATIE FEENEY

7 **IN THE UNITED STATES DISTRICT COURT**
 8 **FOR THE EASTERN DISTRICT OF CALIFORNIA**

9 KATIE FEENEY,
 10
 11 Plaintiff,
 12 vs.
 13 UNITED STATES OF AMERICA and DOES 1
 through 100, inclusive,
 14
 15 Defendants.

CASE NO. 2:17-CV-02303 JAM-AC

**JOINT STIPULATION AND ORDER TO
 MODIFY THE SCHEDULING ORDER**
 [ECF NO. 14]

(AS MODIFIED BY THE COURT)

16
 17 Plaintiff Katie Feeney and Defendant United States respectfully propose and stipulate to modify
 18 the current scheduling order as set forth below. Joint Stip. and Order to Modify the Status (Pre-trial
 19 Scheduling) Order [ECF No. 14]. There is good cause to modify the schedule due to Plaintiff’s complex
 20 medical condition, which includes disarticulation (i.e., amputation) of her right leg at the hip, damage to
 21 the left leg and other claimed injuries. In order to proceed with and complete both fact and expert
 22 discovery, the parties agreed that Plaintiff must undergo various medical exams. Due to Plaintiff’s
 23 complex medical condition, which includes the coordination of medical care with different physicians at
 24 different medical institutions across the country, additional medical treatment and surgeries were
 25 undertaken by her during the summer and fall of 2019. After completing these procedures, Plaintiff
 26 began her independent medical exams in the fall but was not able to complete them due to her various

1 medical complications. The parties were cooperating in an attempt to re-schedule them. Unfortunately,
 2 due to the national health crisis related to COVID-19, Plaintiff could not and still cannot, fly across the
 3 country. In addition, other discovery cannot proceed due to the national health crisis, including
 4 depositions. Because this is a medical malpractice case, many of the potential fact and expert witnesses
 5 are medical doctors and medical care providers who are located across the country.

6 As a result, the parties respectfully request a modification of the scheduling order to allow the
 7 parties to complete fact and expert discovery. Plaintiff has informally exchanged several medical reports
 8 of her damages experts and expects to supply the last two to Defendant this week. Plaintiff has also
 9 supplied several liability expert reports to Defendant and expects to provide the rest of her reports
 10 shortly. Plaintiff has agreed to cooperate fully with any additional medical evaluations Defendant feels
 11 are necessary as soon as safe travel is possible.

12 The parties have been working together cooperatively and will continue to update the Court with
 13 the case status. The parties are working towards an efficient resolution of this matter as required and
 14 promoted in the Federal Rules of Civil Procedure. *See* Fed. R. Civ. P. 1.

<u>Schedule</u>	<u>Current</u>	<u>Proposed</u>
- Plaintiff's Expert Disclosures	April 24, 2020	May 22, 2020
- Defendant's Expert Disclosures	June 5, 2020	July 5, 2020
- Supplemental Expert Disclosures	June 25, 2020	July 17, 2020
- Discovery Cutoff	July 24, 2020	Sept 25, 2020
- Dispositive Motion Filing Deadline	Aug. 18, 2020	Oct 13, 2020
- Last Day for Dispositive Motions to be Heard	Sep. 15, 2020	Nov 10, 2020
		At 1:30 p.m.
Final Pretrial Conference	Oct. 16, 2020	Jan. 8, 2021 at
		10:00 a.m.
Trial (Bench, 8 days)	Nov. 16, 2020	Feb. 8, 2021
		at 9:00 a.m.

