Mendez Jimenez v County of Sacramento Doc 22

WILKE, FLEURY, HOFFELT, GOULD LAW OFFICES OF MILES, SEARS & BIRNEY, LLP & EANNI NEAL C. LUTTERMAN (SBN 174681) A PROFESSIONAL CORPORATION nlutterman@wilkefleury.com DOUGLAS L. GORDON, ESQ. (SBN 163992) BIANCA S. SAMUEL (SBN 278231) MEGAN K. CROSBIE, ESQ. (SBN 285865) bsamuel@wilkefleury.com 2844 FRESNO STREET 400 Capitol Mall, Twenty-Second Floor P.O. BOX 1432 Sacramento, California 95814 FRESNO, CALIFORNIA 93716 5 Telephone: (916) 441-2430 Telephone: (559) 486-5200 Facsimile: (916) 442-6664 Attorneys for Plaintiff Luis Alberto Mendez Jimenez Attorneys for Defendants THE REGENTS OF THE UNIVERSITY OF CALIFORNIA; GREGORY SOKOLOV, M.D.; DANIELLE DASS, LCSW; CHARLENE 8 WILLIAMS, N.P.; and ANDREA JAVIST LONGYEAR, O'DEA & LAVRA, LLP VAN LONGYEAR (SBN 84189) NICOLE M. CAHILL (SBN 287165) 3620 American River Drive, Suite 230 Sacramento, CA 95864 (916) 974-8500 Telephone: (916) 974-8510 Facsimile: Attorneys for Defendants COUNTY OF SACRAMENTO, DEPUTY TINLEY SEITZ, DEPUTY ALEXANDER EGENBERGER and DEPUTY JORDAN LEE 14 UNITED STATES DISTRICT COURT 15 EASTERN DISTRICT OF CALIFORNIA, SACRAMENTO DIVISION 16 17 LUIS ALBERTO MENDEZ JIMENEZ, Case No. 2:18-cv-00044-JAM-KJN 18 Plaintiff, STIPULATION AND ORDER RE: **EXTENSION OF EXPERT DISCOVERY** 19 **DEADLINES** v. 20 COUNTY OF SACRAMENTO: THE Complaint filed: January 09, 2018 REGENTS OF THE UNIVERSITY OF Trial Date: February 03,2020 21 CALIFORNIA; GREGORY SOKOLOV, M.D.; DANIELLE DASS, LCSW; CHARLENE WILLIAMS, N.P.; ANDREA JAVIST; DEPUTY SHERIFF TINELEY SIETZ: DEPUTY SHERIFF ALEXANDER EGENBERGER; DEPUTY SHERIFF 24 JORDAN LEE; and Does 1-20, Inclusive, 25 Defendants. 26 27 ///

WILKE, FLEURY,
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ATTORNEYS AT LAW
SACRAMENTO

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STIPULATION AND ORDER RE: EXTENSION OF EXPERT DISCOVERY DEADLINES

2:18-cv-00044-JAM-KJN

IT IS HEREBY STIPULATED BY THE PARTIES TO ACTION NO. 2:18-CV-00044-JAM-KJN AS FOLLOWS:

On January 9, 2018, plaintiff Luis Alberto Mendez Jimenez filed the instant action against defendants THE REGENTS OF THE UNIVERSITY OF CALIFORNIA; GREGORY SOKOLOV, M.D.; DANIELLE DASS, LCSW; CHARLENE WILLIAMS, N.P.; ANDREA JAVIST; COUNTY OF SACRAMENTO, DEPUTY TINLEY SEITZ, DEPUTY ALEXANDER EGENBERGER and DEPUTY JORDAN LEE (hereafter, collectively referred to as "defendants");

On June 14, 2018, the court filed its Status (Pretrial Scheduling) Order setting forth all the operative dates governing scheduling of events in this case. In its order, the court ordered expert disclosures under Federal Rule of Civil Procedure 26(a)(2) to take place by June 28, 2019. Supplemental disclosures and disclosure of rebuttal experts under Federal Rule of Civil Procedure 26(a)(2)(c) were to be made by July 12, 2019. The court further ordered that all discovery, including all depositions, be completed by August 30, 2019; and

The parties to this action have been working diligently to complete discovery but it has come to light that it will be difficult, if not impossible, to complete (1) an independent medical examination ("IME") of plaintiff LUIS ALBERTO MENDEZ JIMENEZ, (2) the disclosure of expert reports, and (3) the depositions of experts by the above dates.

Given the foregoing, the parties have met and conferred and hereby stipulate to an extension of the expert discovery deadlines as follows:

- 1. Extend expert disclosure from June 28, 2019 to July 19, 2019; and
- 2. Extend supplemental expert and rebuttal expert disclosure date from July 12, 2019 to August 2, 2019.

All other discovery deadlines, including the current August 30, 2019 discovery cutoff date, the law and motion dates, and the February 3, 2020 trial date shall remain in effect.

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1	It is here by stipulated by and between the parties through their respective counsel of record	
2	that the expert discovery deadlines may be extended as set forth above, subject to approval of the	
3	court.	
4	DATED: June 7, 2019	WILKE, FLEURY, HOFFELT, GOULD & BIRNEY, LLP
5		00022 W 21101211, 221
6		
7		By: /s/ Bianca S. Samuel
8		BIANCA S. SAMUEL NEAL C.LUTTERMAN
9		Attorneys for Defendants
10		THE REGENTS OF THE UNIVERSITY OF CALIFORNIA; GREGORY SOKOLOV, M.D.;
11		DANIELLE DASS, LCSW; CHARLENE WILLIAMS, N.P.; and ANDREA JAVIST
12		
13	DATED: June 7, 2019	LAW OFFICES OF MILES, SEARS & EANNI A PROFESSIONAL CORPORATION
14		
15		
16		By: /s/ Douglas L. Gordon
17		DOUGLAS L. GORDON MEGAN K. CROSBIE
18		Attorneys for Plaintiff Luis Alberto Mendez Jimenez
19		
20	DATED: June 7, 2019	LONGYEAR, O'DEA & LAVRA, LLP
21		
22		
23		By: /s/ Nicole M. Cahill
24		VAN LONGYEAR NICOLE M. CAHILL
25		Attorneys for Defendants COUNTY OF SACRAMENTO, DEPUTY
26		TINLEY SEITZ, DEPUTY ALEXANDER
27		EGENBERGER and DEPUTY JORDAN LEE
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WILKE, FLEURY,
HOFFELT, GOULD &
BIRNEY, LLP
ATTORNEYS AT LAW
SACRAMENTO

ATTESTATION REGARDING SIGNATURES

I, Bianca S. Samuel, hereby attest that all other signatories listed, and on whose behalf the filing is submitted, concur in the filings content and have authorize the filing.

7 Date: June 7, 2019

/s/ Bianca S. Samuel Bianca S. Samuel

ORDER OF RE: EXTENSION OF EXPERT DISCOVERY DEADLINES Based upon the foregoing Stipulation of the parties and good cause appearing, it is hereby ordered that: 1. Expert disclosures are now due on July 19, 2019; 2. Supplemental expert and rebuttal expert disclosures are now due on August 2, 2019; 3. All other discovery deadlines and all law and motion and trial dates established previously by the court's pretrial Scheduling Order dated June 14, 2019 shall remain in effect. Date: June 10, 2019 /s/ John A. Mendez JOHN A. MENDEZ United States District Court Judge

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BIRNEY, LLP
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