

1 JOSEPH A. WELCH, SB# 119312
2 **LAW OFFICES OF JOSEPH A. WELCH**
3 E-Mail: joewelchlaw@yahoo.com
4 828 University Avenue
5 Sacramento, California 95825
6 Telephone: 916.444.5501
7 Facsimile: 916.920.5505

8 Attorneys for Plaintiffs
9 KIMBERLY WARD-PETERSON and NOEL
10 PETERSON

11 **UNITED STATES DISTRICT COURT**
12 **EASTERN DISTRICT OF CALIFORNIA**

13 KIMBERLY WARD-PETERSON and NOEL
14 PETERSON,

15 Plaintiffs,

16 v.

17 J.C. PENNEY CORPORATION, INC., J.C.
18 PENNEY COMPANY, INC. and DOES 1
19 through 10, inclusive,

20 Defendants.

Case No. 2:18-cv-00567-KJM-DB

**STIPULATION AND ORDER TO
CONTINUE DEADLINE TO COMPLETE
MEDIATION AND DISCOVERY
DEADLINES**

21 THE PARTIES, BY AND THROUGH THEIR RESPECTIVE ATTORNEYS OF
22 RECORD, AGREE AND STIPULATE AS FOLLOWS:

23 The Court scheduled a mediation completion deadline of June 19, 2020. Due to the
24 transfer of handling attorneys, unavailability because of trial, and other scheduling issues, the
25 parties are unable to complete mediation and necessary depositions prior to the currently
26 scheduled deadlines. Additionally, the parties agree that there are additional depositions that must
27 be taken prior to mediating the case. Also, Plaintiffs' attorney is scheduled for a three to four
28 week criminal trial and will not be able to complete the mediation within the ninety days
originally agreed upon by the parties.

Thus, the parties respectfully request the Court extend the mediation completion deadline
again for an additional one hundred twenty (120) days from the date of this stipulation and

1 discovery deadlines extended, or to a date otherwise convenient to the Court. The parties propose
2 the following deadlines:

3 **Proposed Schedule:**

4 The parties propose the following schedule in this matter:

- 5 a. Mediation to be completed: October 17, 2020
- 6 b. Discovery shall be completed by: June 3, 2020
- 7 c. Disclosure of Expert Witnessed due by: July 2, 2020
- 8 d. Disclosed expert witnesses of rebuttal: July 20, 2020
- 9 e. Expert discovery to be completed by: August 20, 2020
- 10 e. Hearing on Dispositive Motions: October 13, 2020.

11
12 DATED: March 23, 2020

**MANNING & KASS
ELLROD, RAMIREZ, TRESTER LLP**

13
14

15 By: /s/ Courtney Arnold
16 David V. Roth
17 Courtney Arnold
18 Attorneys for Defendant,
19 J.C. PENNEY CORPORATION, INC.

20 Dated: March 12, 2020

LAW OFFICES OF JOSEPH A. WELCH

21

22 By: /s/ Joseph A. Welch
23 JOSEPH A. WELCH, ESQ.
24 Attorneys for Plaintiffs, KIMBERLY WARD-
25 PETERSON and NOEL PETERSON

26

27

28

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

KIMBERLY WARD-PETERSON and NOEL
PETERSON,

Plaintiffs,

v.

J.C. PENNEY CORPORATION, INC., J.C.
PENNEY COMPANY, INC. and DOES 1
through 10, inclusive,

Defendants.

Case No. 2:18-cv-00567-KJM-DB

**ORDER TO CONTINUE MEDIATION
AND DISCOVERY DEADLINES**

Having considered the Parties' Stipulation to Continue the Mediation and Discovery
Deadline, and good cause having been shown, IT IS HEREBY ORDERED THAT:

The mediation and discovery deadlines have been continued to the following:

- a. Mediation to be completed: October 17, 2020
- b. Discovery shall be completed by: June 3, 2020
- c. Disclosure of Expert Witnessed due by: July 2, 2020
- d. Disclosed expert witnesses of rebuttal: July 20, 2020
- e. Expert discovery to be completed by: August 20, 2020
- e. Hearing on Dispositive Motions: October 16, 2020.

IT IS SO ORDERED.

DATED: March 30, 2020.



CHIEF UNITED STATES DISTRICT JUDGE