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Attorneys for Defendant
COUNTY OF SAN JOAQUIN

UNITED STATES DISTRICT COURT, EASTERN DISTRICT OF CALIFORNIA

ABBAS BAHARI,

Plaintiff,

Case No. 2:19-cv-01023-KJM-DB

v.

JOINT STIPULATION TO MODIFY PRE-TRIAL SCHEDULING ORDER AND ORDER

COUNTY OF SAN JOAQUIN; and DOES 1 through 50, inclusive,

Defendants.

Complaint Filed: June 5, 2019

This Stipulation is entered into by and between Plaintiff ABBAS BAHARI (“Plaintiff”) and Defendant COUNTY OF SAN JOAQUIN (“Defendant”) (collectively, “The Parties”) by and through their respective counsel. The Parties enter into this stipulation and proposed order in compliance with the Federal Rule of Civil Procedure 16(b) and the requirements of the scheduling order. The parties request to continue non-expert and expert discovery deadlines as well as the dispositive motion hearing deadlines by six months.

WHEREAS, this case does not currently have a trial date;

WHEREAS, the current deadline for non-expert discovery is December 13, 2021, the current deadline for expert discovery is April 1, 2022, and the last day to hear dispositive motions is February 11,

1 2022.

2 WHEREAS, the parties have diligently conducted discovery, including exchanging written
3 discovery and conducting several partial depositions of Plaintiff and other key witnesses for the County
4 of San Joaquin. These depositions still need to be completed and depositions of other third party witnesses
5 still need to be conducted.

6 WHEREAS, the parties recently engaged in mediation with mediator Jeffery Owensby. The
7 parties are in continuing, good faith settlement negotiations through Mr. Owensby which will potentially
8 resolve the case.

9 WHEREAS, continued negotiations require certain board approvals by the County Board of
10 Supervisors and the County's insurers.

11 WHEREAS, the board approval meetings which are necessary for continued good faith settlement
12 negotiations are unable to be scheduled until September/October 2021.

13 WHEREAS, the parties agree that an additional six-month continuance would permit the parties
14 enough time to engage in meaningful settlement negotiations prior to the parties having to expend a
15 significant amount of costs completing discovery and preparing a motion for summary judgment;

16 WHEREAS, the Parties have conferred and propose the following scheduling amendments:

| | | |
|----|---|--------------------|
| 17 | Last day to complete non-expert discovery: | June 13, 2022 |
| 18 | Last day to disclose expert witness: | August 18, 2022 |
| 19 | Last day to disclose rebuttal expert witness: | September 16, 2022 |
| 20 | Last day to complete expert discovery: | September 30, 2022 |
| 21 | Last day to hear dispositive motions: | August 11, 2022 |

22 Good cause exists for a six-month continuance of the above deadlines to allow the parties
23 sufficient time to explore the possibility of reaching a settlement agreement. Thus, the parties are
24 requesting a six-month continuance of the above stated deadlines.

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1 **IT IS SO STIPULATED.**

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3 Dated: September 6, 2021

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5
6 By /s/ David R. Norton
7 Carl L. Fessenden
8 David R. Norton
9 Larissa C. Celaya
10 Attorneys for Defendant

11 Dated: September 6, 2021

BOHM LAW GROUP, INC.

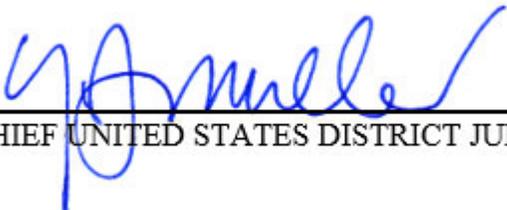
12 By /s/ Kelsey K. Ciarimboli (as approved on 08/30/21)
13 Lawrance A. Bohm
14 Kelsey K. Ciarimboli
15 Scott C. Zienty
16 Attorneys for Plaintiff
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ORDER

Based on the stipulation of the parties, and on good cause appearing, the court enters the foregoing stipulated scheduling order with one modification. The last day to hear dispositive motions will be August 19, 2022, as August 11 is not an available civil law and motion date.

IT IS SO ORDERED.

DATED: September 7, 2021.



CHIEF UNITED STATES DISTRICT JUDGE