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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

RENEE BOOTH and BRADLEY CONVERSE,  
JR. individually and as next friends of K.C., a  
minor

Plaintiffs,

v.

UNITED STATES OF AMERICA,

Defendants.

No. 2:19-cv-01612-KJM-CKD

**STIPULATION AND ORDER TO MODIFY  
PRETRIAL SCHEDULING ORDER**

Plaintiffs Renee Booth and Bradley Converse, Jr., individually and as next friends of K.C., a minor, and Defendant the United States agree to adjust the case schedule as follows and respectfully request that the Court modify the scheduling order accordingly. This stipulation is based on good cause as set forth below.

The initial scheduling conference in this case was held on January 16, 2020, and the parties agreed to a schedule prior to the Covid-19 pandemic. Since that time, Plaintiffs' counsel has been working remotely since March 11, 2020 and has conducted all law firm activity virtually. Defendant's counsel has also been working remotely (as have most United States Attorney's Office attorneys and staff) since mid-March 2020. Many attorneys and staff for federal agencies have also been working remotely. This has caused delays in acquisition and production of documents.

1 The pandemic has impacted Plaintiff K.C.'s summer visitation schedule with his  
2 father, Bradley Converse, Jr. Due to the pandemic, his scheduled visitation began earlier than  
3 anticipated, and lasted longer than normal due to the postponement of school resuming. Plaintiffs'  
4 counsel previously scheduled K.C. to be evaluated by an expert witness, a neuropsychologist, in  
5 July 2020. Due to visitation scheduling changes, this evaluation was postponed until August, then  
6 cancelled and rescheduled again in September. Other expert witnesses tasked with projecting K.C.'s  
7 future medical needs are waiting to finalize their reports until the neuropsychological evaluation is  
8 complete.

9 Given the combination of lack of travel options, virtual law firm operations and  
10 changes to K.C.'s schedule due to the pandemic, Plaintiffs' counsel approached Defendant's counsel  
11 about the extension of several discovery deadlines to allow the parties to timely complete discovery.  
12 The parties have reached an agreement on new deadlines and request that the Court modify the  
13 schedule as follows to allow adequate time for the parties to properly evaluate the case.

<b><u>Event</u></b>	<b><u>Current Date</u></b>	<b><u>Proposed New Date</u></b>
Fact Discovery Cut Off	9/18/20	<b>11/20/20</b>
Plaintiff Expert Disclosure	9/25/20	<b>12/4/20</b>
US Expert Disclosure	10/30/20	<b>1/15/21</b>
Rebuttal Expert Disclosure	11/13/20	<b>1/29/21</b>
Expert Discovery Cut Off	2/5/21	<b>4/30/21</b>
Dispositive Motion Hearing by	4/16/21	<b>7/9/21</b>

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20 Respectfully Submitted,

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22 Dated: September 14, 2020

By: /s/ Laurie Higginbotham  
Laurie Higginbotham, *pro hac vice*  
Texas State Bar Number: 50511759  
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Attorneys for Plaintiffs

McGREGOR W. SCOTT  
United States Attorney

Dated: September 9, 2020

By: /s/Victoria L. Boesch (auth. 9/4/20)  
VICTORIA L. BOESCH  
Assistant United States Attorney

Attorneys for the United States

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**ORDER**

The Court modifies the schedule as follows:

<b><u>Event</u></b>	<b><u>Current Date</u></b>	<b><u>Proposed New Date</u></b>
Fact Discovery Cut Off	9/18/20	<b>11/20/20</b>
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Rebuttal Expert Disclosure	11/13/20	<b>1/29/21</b>
Expert Discovery Cut Off	2/5/21	<b>4/30/21</b>
Dispositive Motion Hearing by	4/16/21	<b>7/16/21</b>

DATED: September 14, 2020.

  
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CHIEF UNITED STATES DISTRICT JUDGE