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5 Attorneys for Defendant, STANLEY BLACK & DECKER, INC.

6
 7 **UNITED STATES DISTRICT COURT**
 8 **EASTERN DISTRICT OF CALIFORNIA**
 9

10 ZENITH INSURANCE COMPANY,
 11
 12 Plaintiff,

13 vs.

14 STANLEY BLACK & DECKER,
 INC., and DOES 1 to 25, inclusive,
 15
 16 Defendants.

CASE NO.: 2:19-cv-02068-KJM-JDP

**STIPULATION CONTINUING
 PRETRIAL DATES AND DEADLINES;
 ORDER THEREON**

ASSIGNED FOR ALL PURPOSES TO:
 MAGISTRATE JUDGE JEREMY D. PETERSON

COURTROOM 9, 13TH FLOOR

Federal Action Filed: October 14, 2019

State Action Filed: August 23, 2019
 San Joaquin County Superior Court
 STK-CV-UP:-19-11017

22
 23 Plaintiff Zenith Insurance Company and Defendant Stanley, Black & Decker,
 24 Inc. respectfully submit the following stipulation:

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 26 The court issued Bench Order (Doc. 12) on March 17, 2019, relating to pretrial
 27 dates and deadlines. This order was followed by a number of orders regarding or
 28

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1 related to the “Covid-19” pandemic. Due to pandemic, the parties and their
2 respective counsel agree that the current pretrial dates and deadlines should be
3 extended for a period of a minimum of 120 days. Ongoing difficulties include the
4 necessity of plaintiff’s counsel’s law offices being changed to remote work only, the
5 five times closing, reopening and closing of defense counsel’s office due to
6 government advisories and multiple employee Covid infections and broader related
7 quarantines, a corporate Covid-related travel ban which exists for the defendant,
8 precluding travel by its remote in-house experts and consultants, and travel
9 restrictions on outside consultants and eventual likely designated experts. Essential
10 fire-related evidence is located in California and the defendant’s consultants are
11 located Maryland and Texas.

12 Counsel have been working together to conduct this litigation in an orderly and
13 professional manner, and mediated the case on October 19, 2020. They continue to
14 have contact with their mediator.

15 There was one prior request for an extension of these dates.

16 Based on the foregoing, the parties request that the following dates and
17 deadline be extended for at least 120 days. Suggested continued dates are set forth
18 below; present dates are in brackets:

- 19 **-Fact discovery shall be completed by 5/21/2021 [1/29/2021]**
- 20 **-Expert disclosures shall be completed by 6/21/2021 [2/26/2021]**

1 **-Rebuttal witnesses shall be exchanged by 7/19/2021 [3/15/2021]**

2 **-All dispositive motions, except for motions for continuances, temporary**
3 **restraining orders or other emergency applications, shall be heard by 9/20/21**
4 **[5/28/2021]**

6 Respectfully submitted,

9 Dated: February 5, 2021

CHERNOW AND LIEB

10 BY: /s/ Jeffrey J. Williams

11 Jeffrey J. Williams

12 Attorneys for Plaintiff

13 ZENITH INSURANCE COMPANY

15 Dated: February 16, 2021

LESTER, CANTRELL & KRAUS, LLP

17 BY: /s/ Kevin R. Crisp

18 Kevin R. Crisp

19 Attorneys for Defendants,

20 STANLEY BLACK & DECKER, INC.

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22 **IT IS SO ORDERED.** The parties' stipulation is approved, and the dates set
23 forth in the Court's 9/23/2020 minute order are modified as set forth below:

24 **-Fact discovery shall be completed by 5/21/2021**


25 **-Expert disclosures shall be completed by 6/21/2021**

26 **-Rebuttal witnesses shall be exchanged by 7/19/2021**

27 **-All expert discovery shall be completed by 8/30/2021**

1 **-All dispositive motions, except for motions for continuances, temporary**
2 **restraining orders or other emergency applications, shall be heard by 9/17/21**

3 DATED: February 16, 2021.

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6 _____
7 CHIEF UNITED STATES DISTRICT JUDGE
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