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10 Attorneys for Plaintiffs

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13 **UNITED STATES DISTRICT COURT**
14 **EASTERN DISTRICT OF CALIFORNIA**
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16 VIRGINIA L. JOHNSON, AN
INDIVIDUAL; SAMANTHA R.
17 JOHNSON, AN INDIVIDUAL;
BRENDON G. JOHNSON, AN
18 INDIVIDUAL; ASHLEY N.
CHAPMAN, AN INDIVIDUAL ,

19 Plaintiffs,

20 v.

21 MERCK & CO., INC., A
CORPORATION; MERCK SHARP &
22 DOHME CORP., A CORPORATION
AND DOES 1 THROUGH 10,
23 INCLUSIVE,

24 Defendants.
25

No. 2:20-cv-0138 KJM DB

**STIPULATION AND ORDER TO
EXTEND EXPERT DISCOVERY
DISCLOSURE**

26 TO ALL PARTIES, AND THEIR ATTORNEYS OF RECORD:

27 Plaintiffs, VIRGINIA L. JOHNSON, SAMANTHA R. JOHNSON,
BRENDON G. JOHNSON, ASHLEY CHAPMAN, and REX JOHNSON
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1 (hereinafter "Plaintiffs"), and Defendants MERCK & CO, INC., and MERCK
2 SHARP & DOHME CORP (hereinafter "Defendants"), individually and through
3 their undersigned respective counsel of record, stipulate as follows:

- 4 1. The parties have agreed to mediate this matter on April 27, 2021 in an attempt
5 to resolve the instant case.
- 6 2. The parties previously stipulated to extend the deadline for disclosure of
7 expert witnesses from February 24, 2021, to March 24, 2021.
- 8 3. The parties previously stipulated to extend the deadline for disclosure of
9 supplemental and rebuttal expert witnesses from March 16, 2021, to April 13, 2021
- 10 4. The parties agreed to mediate with Michael G. Ornstil on April 27, 2021.
- 11 5. In an effort to mediate this case and all parties to efficiently prepare for trial if
12 necessary, both parties have agreed to extend the expert disclosure date per FRCP
13 26(a)(2) to **May 10, 2021**.
- 14 6. The parties further agree and stipulate to extend the deadline for disclosure of
15 supplemental and rebuttal expert witnesses currently set for April 13, 2021, to **May**
16 **30, 2021**.

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18 IT IS SO STIPULATED.

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DATED: March 26, 2020

PANISH SHEA & BOYLE LLP

By: /s/Marguerite S. Sanvictores

Spencer R. Lucas

Marguerite S. Sanvictores

Attorneys for Plaintiffs Virginia Johnson,
Samantha Johnson, Brendon Johnson, Rex
Johnson and Ashley Chapman

DATED: March 26, 2020

ARMIJO & GARCIA

By: /s/ Thomas Yen

Thomas Yen

Attorneys for Defendants Merck & Co.,
Inc., and Merck Sharp & Dohme

ORDER

Pursuant to the stipulation reached by the Parties and good cause appearing therefore,

IT IS SO ORDERED THAT:

1. The deadline for disclosure of expert witnesses pursuant to Fed. R. Civ. P. 26(A)(2) shall be May 10, 2021.

2. The deadline for disclosure of supplemental and rebuttal experts pursuant to Fed. R. Civ. P. 26(A)(2)(C) shall be May 30, 2021.

3. No other extensions are made and all previously set dates and deadlines remain the same.

IT IS SO ORDERED.

DATED: March 31, 2021

/s/ DEBORAH BARNES
UNITED STATES MAGISTRATE JUDGE