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15 **UNITED STATES DISTRICT COURT**  
16 **EASTERN DISTRICT OF CALIFORNIA, SACRAMENTO DIVISION**

18 GABRIELLE NEVITT, Ph.D.,  
19 Plaintiff,  
20 v.  
21 THE REGENTS OF THE UNIVERSITY OF  
CALIFORNIA,  
22 Defendant.  
23

Case No. 2:20-CV-02311-MCE-CKD

**JOINT STIPULATION TO CONTINUE  
THE DATE OF PLAINTIFF'S RESPONSE  
TO DEFENDANTS' MOTION FOR  
SUMMARY JUDGMENT; ORDER**

Judge: Hon. Morrison C. England, Jr.  
Magistrate Judge: Hon. Carolyn K. Delaney  
Crtrm.: 7  
Trial Date: None Set

1 This Joint Stipulation is made by and between Plaintiff Gabrielle Nevitt (“Plaintiff”) and  
2 Defendants The Regents of the University of California, Gary May and Edwin Grosholz  
3 (collectively, “Defendants”), through their respective counsel, in light of the following facts:

4 **RECITALS**

5 1. The parties to the above-entitled action hereby submit this Joint Stipulation to  
6 Continue the Date of Plaintiff’s Response to Defendants’ Motion for Summary Judgment.  
7 Specifically, the parties seek to continue the response date by four weeks.

8 2. Per the Order Granting Plaintiff’s Motion for Leave to File Supplemental  
9 Complaint Case 2:20-cv-02311-MCE-CKD, Document 68, Filed April 15, 2024, the Court set the  
10 following deadlines, in relevant part:

11 "Discovery shall be reopened only as to the supplemental allegations. All discovery shall  
12 be completed not later than ninety (90) days following the date this Order is electronically  
13 filed. Any motion for summary judgment shall be filed not later than thirty (30) days  
14 following the close of discovery."

15 3. Per Local Rule 230(c), (d), Opposition briefs shall be filed no later than fourteen  
16 (14) days after the motion was filed. No later than ten (10) days after the Opposition is filed, the  
17 moving party may serve and file a Reply to any Opposition filed by a responding party.

18 4. Per Local Rule 230(b), "the matter shall be set for hearing on the motion calendar  
19 of the Judge or Magistrate Judge to whom the action has been assigned or before whom the  
20 motion is to be heard not less than thirty-five (35) days after service and filing of the motion."

21 5. The current last day to file a motion for summary judgment is August 14, 2024.  
22 This renders Plaintiff’s opposition currently due August 28, 2024, and Defendants’ Reply Brief  
23 due September 7, 2024. The earliest the hearing may take place is September 18, 2024.

24 6. Given that this is a fact intensive case, the Parties stipulate to the following revised  
25 briefing schedule for the Opposition and Reply briefs only: Opposition briefs shall be filed no later  
26 than twenty-eight (28) days after the motion was filed. No later than fourteen (14) days after the  
27 Opposition is filed, the moving party may serve and file a Reply to any Opposition filed by a  
28 responding party. This renders Plaintiff’s Opposition due **September 13, 2024**, and Defendants’

1 Reply Brief due **September 27, 2024**. The earliest the hearing may take place is September 18,  
2 2024, but the parties assume this date will be extended out to a date convenient to the Court to  
3 give the Court sufficient time to read the papers (eleven (11) days which are the minimum under  
4 the stated briefing schedule).

5 **STIPULATION**

6 NOW, THEREFORE, Plaintiff and Defendants hereby stipulate and agree through their  
7 counsel of record as follows:

8 7. The briefing deadlines are extended on Defendants' Motion for Summary  
9 Judgment, or, in the Alternative, Summary Adjudication, such that Plaintiff's Opposition to the  
10 Motion is filed no later than twenty-eight (28) days after the motion was filed and Defendants'  
11 Reply brief in support of their Motion is due no later than fourteen (14) days after the Opposition  
12 is filed.

13 8. This stipulation, including recitals, may not be used for any purpose other than this  
14 requested continuance.

15  
16 Dated: May 31, 2024

QUARLES & BRADY LLP

17  
18 By:           /s/ Sandra L. McDonough            
19 SANDRA L. McDONOUGH  
20 BRIANA M. ANTUNA  
21 Attorneys for Defendants The Regents of the  
University of California, Gary May and Edwin  
Grosholz

22 Dated: May 31, 2024

SIEGEL, YEE, BRUNNER & MEHTA

23  
24 By:           /s/ Sonya Z. Mehta            
25 DAN SIEGEL  
26 SONYA Z. MEHTA  
27 Attorneys for Plaintiff Gabrielle Nevitt  
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**ORDER**

The Court, having reviewed the Parties’ Joint Stipulation to Continue the Date of Plaintiff’s Response to Defendants’ Motion for Summary Judgment, and good cause appearing therefore, hereby orders as follows:

1. The following revised briefing schedule shall apply to the Opposition and Reply briefs only: Opposition briefs shall be filed no later than twenty-eight (28) days after the motion was filed. No later than fourteen (14) days after the Opposition is filed, the moving party may serve and file a Reply to any Opposition filed by a responding party. This renders Plaintiff’s Opposition due September 11, 2024, and Defendants’ Reply Brief due September 27, 2024. If a hearing is necessary, the Court will set it after the briefing is complete.

IT IS SO ORDERED.

Dated: June 5, 2024

  
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MORRISON C. ENGLAND, JR.  
SENIOR UNITED STATES DISTRICT JUDGE