



1	Designation of rebuttal experts	March 21, 2008	June 20, 2008
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3	Non-expert and expert discovery cutoff	April 4, 2008	July 7, 2008
4	Dispositive motions filed by	April 11, 2008	July 11, 2008
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6	Dispositive motion hearing by	May 16, 2008	August 15, 2008
7	Pretrial conference date	June 17, 2008	September 16, 2008
8	Jury trial date	June 30, 2008	September 29, 2008

9 IT IS SO STIPULATED.

10 Dated: January 29, 2008

EQUAL EMPLOYMENT OPPORTUNITY COMMISSION

By: /s/ Cindy O'Hara  
For Plaintiff EEOC

13 Dated: \_\_\_\_\_

KAUFF McCLAIN & McGUIRE, LLP

By: /s/ CHARLES L. THOMPSON, IV  
Charles L. Thomson, IV  
Danielle Ellis  
For Defendant Able Services, Inc.

18 **DECLARATION OF CINDY O'HARA**

19 I, Cindy O'Hara, declare:

20 1. I am an attorney at law licensed to practice in the state of California, a senior trial  
21 attorney with Plaintiff Equal Employment Opportunity Commission (EEOC), and an attorney of  
22 record for Plaintiff EEOC in this action.

23 2. On November 16, 2007, Defendant Able Services's counsel Danielle Ellis and I,  
24 as counsel for Plaintiff EEOC, attended a case management conference, at which we discussed  
25 with the Court our plans for Defendant obtaining some documents through subpoena, and  
26 Plaintiff EEOC conducting one deposition, and then returning to mediation. At said case  
27 management conference, Ms. Ellis informed me that she was leaving right after the case  
28 management conference for the Thanksgiving week. The following week I was in Chicago all

1 week on depositions in another matter. I returned to the office on December 3, 2007, however  
 2 on December 5, 2007 I commenced an unanticipated six week medical leave, from which I just  
 3 returned on January 18, 2008. Nothing was done on the case in my absence.

4 3. Since my return to work, I have spoken with Ms. Ellis and the mediator, and we  
 5 are in the process of arranging a mediation and a date for Plaintiff EEOC's deposition.

6 4. Since the February 8, 2008 Case Management Conference was set anticipating  
 7 that the mediation would have taken place by then and it has not, the parties now request a two  
 8 month continuance of that date to allow the parties to conduct the discovery they represented  
 9 was necessary prior to mediation (subpoena of documents on the part of Defendant, one  
 10 deposition on the part of Plaintiff), and the mediation session, prior to a Case Management  
 11 Conference.

12 5. In addition, because of the unanticipated delay in this case due to my medical  
 13 leave, the parties request that all dates be continued as set forth in the proposed order below, to  
 14 allow the parties to conduct and conclude discovery should they not be successful in settling the  
 15 case at mediation.

16 I declare under penalty of perjury that the foregoing is true and correct. Executed this  
 17 29th day of January, 2008, at San Francisco, California.

18 \_\_\_\_\_ /S/

19 Cindy O'Hara

20 **ORDER**

21 It is ordered that the case management dates in this matter be continued as follows:

<u>Event</u>	<u>Current date</u>	<u>New date</u>
Case management conference	February 8, 2008	April 11, 2008
Designation of experts	March 3, 2008	June 2, 2008
Designation of rebuttal experts	March 21, 2008	June 20, 2008
Non-expert and expert discovery cutoff	April 4, 2008	July 7, 2008
Dispositive motions filed by	April 11, 2008	July 11, 2008

1	Dispositive motion hearing by	May 16, 2008	August 15, 2008
		9/30/08	10/14/08
2	Pretrial conference date	<del>June 17, 2008</del>	<del>September 16, 2008</del>
3	Jury trial date	June 30, 2008	<del>September 29, 2008</del>
4			10/27/08

IT IS SO ORDERED.

Dated: \_\_\_\_\_

United States District Court Judge

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