

1 Alan P. Jacobus, No. 206954
 Vance A. Woodward, No. 231730
 2 **CARROLL, BURDICK & McDONOUGH LLP**
 Attorneys at Law
 3 44 Montgomery Street, Suite 400
 San Francisco, CA 94104
 4 Telephone: 415.989.5900
 Facsimile: 415.989.0932
 5 Email: ajacobus@cbmlaw.com
 vwoodward@cbmlaw.com

6 Attorneys for Plaintiff
 7 HAROLD BLACK

8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA
 10 SAN FRANCISCO DIVISION

11 HAROLD BLACK,

12 Plaintiff,

13 v.

14 JOHN E. POTTER, Postmaster
 General,

15 Defendant.
 16

No. C 08-1344 RS

**PARTIES' SCHEDULING STIPULATION AND
~~[PROPOSED]~~ ORDER**

**COURTROOM: 3, 17TH FLOOR
 HON. RICHARD SEEBORG**

17 In light of the Court's recent ruling on Defendant John E. Potter, Postmaster
 18 General's motion for summary judgment, the parties have met and conferred and prepared
 19 the following scheduling stipulation and proposed order.
 20

21 **CASE STATUS**

22 The Court recently ruled on the motion for summary judgment brought by
 23 Defendant John E. Potter, Postmaster General. Defendant's motion was granted in part
 24 and denied in part. At this stage, the parties do not anticipate reaching a settlement before
 25 trial.

26 Fact discovery has been completed. Expert discovery has not commenced.

27 Plaintiff's counsel, Vance Woodward, has obtained a Volunteer Assistant
 28 District Attorney position with the Santa Clara District Attorney's office, running from

1 November 1, 2010 to January 31, 2011. The volunteer position is full time and is
2 geographically remote from San Francisco. Consequently, Plaintiff Harold Black requests
3 that expert discovery deadlines be set to accommodate Mr. Woodward's volunteer
4 position with the Santa Clara District Attorney. Defendant John E. Potter, Postmaster
5 General, does not oppose this request.

6
7 **PROPOSED SCHEDULE**

8 The parties propose the following schedule.

Deadline / Event	Date
Deadline to exchange expert witness disclosures and reports.	January 31, 2011
Deadline to exchange rebuttal expert witness disclosures and reports.	March 2, 2011
Case management / scheduling conference to set pre-trial conference and trial schedule, and to schedule a further settlement conference if the Court or the parties think it would be productive.	March 17, 2011, 10:00 a.m.
Deadline to take expert depositions.	March 31, 2011

1 THE PARTIES SO STIPULATE.

2 Dated: October 19, 2010

CARROLL, BURDICK & McDONOUGH LLP

3

By _____ /s/ _____

4

Vance A. Woodward
Alan P. Jacobus

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Attorneys for Plaintiff
HAROLD BLACK

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7

8 Dated: October 19, 2010

MELINDA HAAG

9

U.S. ATTORNEY

10

By _____ /s/ _____

11

Michael T. Pyle

12

Attorneys for Defendant
JOHN E. POTTER, POSTMASTER GENERAL

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14 PURSUANT TO STIPULATION,

15 IT IS SO ORDERED.

16

The dates for expert discovery proposed by the parties are approved by the Court and will govern expert discovery. The Court will hold a case management conference on March 17, 2011 at 10:00 a.m. The parties shall file a case management conference statement ten or more days prior to the conference with a proposed schedule for a pre-trial conference and trial date, as well as their views about any further settlement process.

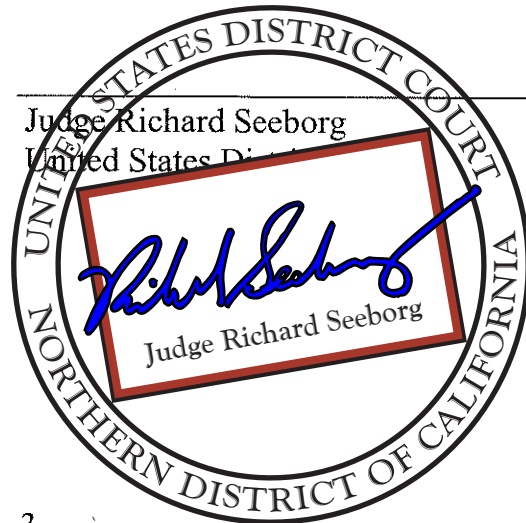
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22 DATED: 10/19/10 _____

23

Judge Richard Seeborg
United States District Court

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