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15 UNITED STATES DISTRICT COURT
 16 NORTHERN DISTRICT OF CALIFORNIA
 17 SAN FRANCISCO DIVISION

19 PEDRO GOMEZ,
 20 Plaintiff,
 21 vs.
 22 DOCTOR MERLE SOGGE, et al.,
 23 Defendants.

Case No. C 08-2969 MMC (PR)
**STIPULATION AND ~~PROPOSED~~
 ORDER REGARDING DEADLINES FOR
 DISCLOSURE OF EXPERT WITNESSES**

017712.0001V2550478.1

1 WHEREAS, on August 27, 2012, on Motion filed by Plaintiff Pedro Gomez ("Gomez"),
2 the Court Modified the Pretrial Order in this matter to continue the trial date to January 14, 2013
3 at 9:00 a.m. in order to allow Gomez the opportunity to obtain an expert. In light of the
4 continuance, the Court set the following revised pretrial schedule:

5 JURY TRIAL DATE: January 14, 2013 at 9:00 a.m.

6 PRETRIAL CONFERENCE DATE: December 18, 2012 at 10:00 a.m.

7 DESIGNATION OF EXPERTS:

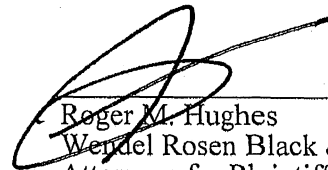
8 Plaintiff; no later than October 1, 2012.

9 Defendant; Rebuttal no later than November 5, 2012.

10 EXPERT DISCOVERY CUTOFF: November 26, 2012:

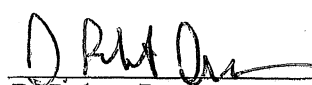
11 On October 1, 2012 Plaintiff filed his designation of experts identifying both retained
12 expert Dr. Timothy J. Davern and twenty non-retained experts. However, Plaintiff did not
13 disclose a written report by Dr. Davern nor did Plaintiff disclose the expected testimony of the
14 non-retained experts, as required by Federal Rule of Civil Procedure 26(a)(2). After discussion,
15 counsel for Plaintiff Pedro Gomez and for Defendants Mills and Quam agreed that subject to the
16 Court's consent: (1) the date for Plaintiff's compliance with Federal Rule of Civil Procedure
17 26(a)(2) expert witness disclosure requirements will be extended to no later than October 9, 2012,
18 and (2) the date for Defendants Designation of Rebuttal experts shall be extended to no later than
19 November 13, 2012.

20 Dated: October 5, 2012



Roger M. Hughes
Wendel Rosen Black & Dean LLP
Attorneys for Plaintiff Pedro Gomez

24 Dated: October 5, 2012



D. Robert Duncan
Deputy Attorney General
Attorneys for Defendants Mills and Quam

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ORDER

Pursuant to the stipulation of the parties, the Court consents: (1) the date for Plaintiff's compliance with Federal Rule of Civil Procedure 26(a)(2) expert witness disclosure requirements will be extended to no later than October 9, 2012, and (2) the date for Defendants Designation of Rebuttal experts shall be extended to no later than November 13, 2012.

IT IS SO ORDERED:

Dated: October 10, 2012

/s/ William Alsup for
Maxine M. Chesney
UNITED STATES DISTRICT JUDGE

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