



1           4.       To continue the hearing of any dispositive motions from February 11, 2010, at  
2 10:00 a.m., to February 25, 2010, at 10:00 a.m., or to a date as soon thereafter as may be convenient for  
3 the Court, with the deadlines for filing moving, opposition and reply papers in accordance with Civil  
4 L.R. 7-2 and 7-3.

5           The parties do not request a continuance of the trial date or the remaining pretrial deadlines.

6           Good cause exists for the requested continuance in that:

7           1.       The parties attended a productive early neutral evaluation session in August 2009, after  
8 which they exchanged written discovery;

9           2.       The City of Clearlake defendants met and conferred with the other parties regarding  
10 scheduling the depositions of both plaintiffs pursuant to Civil L.R. 30-1, and all parties agreed on the  
11 dates of November 3 and 4, 2009. On November 2, 2009, one attorney for the City of Clearlake  
12 defendants became ill with influenza, and the other attorney for these defendants had pre-scheduled  
13 appointments for November 3 and 4. Accordingly, the City of Clearlake defendants were not able to  
14 take the plaintiffs' depositions as planned. As counsel for plaintiffs is in trial until approximately the  
15 Thanksgiving holiday, the parties anticipate scheduling the plaintiffs' depositions for the first two weeks  
16 of December 2009;

17           3.       The disclosure of experts and analysis of potential dispositive motions will depend to a  
18 large degree on plaintiffs' deposition testimony;

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1 ~~PROPOSED~~ ORDER

2 Pursuant to the stipulation of the parties herein, and good cause appearing therefor, it is  
3 HEREBY ORDERED:

4 1. That the deadline for all discovery be continued from December 11, 2009, to January 11,  
5 2010;

6 2. That the deadline for the disclosure of expert witnesses be continued from November 16,  
7 2009, to December 16, 2009;

8 3. That the deadline for the disclosure of rebuttal expert witnesses be continued from  
9 November 25, 2009, to December 23, 2009;

10 4. That the hearing of dispositive motions be continued from February 11, 2010, at  
11 10:00 a.m., to February 25, 2010, at 10:00 a.m. / \_\_\_\_\_, with  
12 the deadlines for filing moving, opposition and reply papers in accordance with Civil L.R. 7-2 and 7-3.

13 IT IS SO ORDERED.

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15 Dated: November 13, 2009

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18 HON. MARIA ELENA JAMES  
19 UNITED STATES MAGISTRATE JUDGE