

1 PRICE AND ASSOCIATES  
 2 PAMELA Y. PRICE (SBN 107713)  
 3 [pypesq@aol.com](mailto:pypesq@aol.com)  
 4 1611 Telegraph Avenue, Suite 1450  
 5 Oakland, CA 94612  
 6 Telephone: (510) 452-0292  
 7 Facsimile: (510) 452-5626  
 8 Attorneys for Plaintiff  
 9 MARY B. FOYE

10 JACKSON LEWIS LLP  
 11 MICHAEL J. CHRISTIAN (SBN 173727)  
 12 [christianm@jacksonlewis.com](mailto:christianm@jacksonlewis.com)  
 13 ERIKA BARBARA PICKLES (SBN 215702)  
 14 [picklese@jacksonlewis.com](mailto:picklese@jacksonlewis.com)  
 15 801 K Street, Suite 2300  
 16 Sacramento, California 95814  
 17 Telephone: (916) 341-0404  
 18 Facsimile: (916) 341-0141  
 19 Attorneys for Defendant  
 20 NATIONAL RAILROAD PASSENGER  
 21 CORPORATION

22 UNITED STATES DISTRICT COURT  
 23 NORTHERN DISTRICT OF CALIFORNIA

24 MARY B. FOYE,

25 Plaintiff,

26 v.

27 NATIONAL RAILROAD PASSENGER  
28 CORPORATION

Defendant.

Case No. C 3:08-cv-04796-SI

**STIPULATION AND [PROPOSED]  
 ORDER CONTINUING MEDIATION  
 DEADLINE AND CASE  
 MANAGEMENT CONFERENCE**

Complaint Filed: July 17, 2008  
 Trial Date: July 12, 2010

29 Plaintiff Mary B. Foye and Defendant National Railroad Passenger Corporation  
 30 (“Amtrak”), by and through their counsel of record, submit the following Stipulation and  
 31 Proposed Order Continuing the Mediation Deadline and Case Management Conference.

- 32 1. The current deadline to complete mediation is July 13, 2009.
- 33 2. Good cause exists to continue the mediation deadline 30 days – until  
 34 August 13, 2009 – because the parties need to conduct depositions in advance of the mediation to  
 35 ensure a mutually productive mediation; those depositions are being scheduled for the end of July  
 36 2009.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

3. The parties have notified the mediator, David Kelley, of the need to reschedule the mediation and have obtained available dates from Mr. Kelley on or before August 13, 2009. Pending the Court's approval of this Stipulation and Proposed Order, the parties will confirm one of those dates with Mr. Kelley.

4. There is a further case management conference scheduled in this case on July 31, 2009. The parties further stipulate and request that the Court continue that conference until a date after the proposed August 13, 2009 mediation deadline so that the parties can complete mediation before the case management conference.

Dated: June 29, 2009 /s/ Pamela Y. Price  
Pamela Y. Price  
Attorney for Plaintiff Mary B. Foye

Dated: June 29, 2009 /s/ Erika Barbara Pickles  
Erika Barbara Pickles  
Attorney for Defendant  
National Railroad Passenger Corporation

**PURSUANT TO STIPULATION, IT IS SO ORDERED:** The deadline to complete mediation is continued from July 13, 2009 to August 13, 2009. The Further Case Management Conference scheduled for July 31, 2009 is continued to August 21, 2009, 2009 at 3:00 p.m.

Dated: \_\_\_\_\_ Susan Dalton  
Judge Susan Dalton  
United States District Court Judge