1 2 3 4 5 6 7 8	JOSEPH P. RUSSONIELLO (CSBN 44332) United States Attorney JOANN M. SWANSON (CSBN 88143) Chief, Civil Division MICHAEL T. PYLE (CSBN 172954) Assistant United States Attorney U.S. Attorney's Office/Civil Division 450 Golden Gate Avenue, 9 th Floor San Francisco, California 94102-3495 Telephone: (415) 436-7322 Facsimile: (415) 436-6748 E-mail: michael.t.pyle@usdoj.gov Attorneys for Federal Defendants
10	UNITED STATES DISTRICT COURT
11	NORTHERN DISTRICT OF CALIFORNIA
12	SAN FRANCISCO DIVISION
13 14 15 16 17 18	SASKIA RUSSELL ET AL., Plaintiffs, V. UNITED STATES OF AMERICA, Defendant. No. 08-5651 TEH STIPULATION AND (PROPOSED) ORDER EXTENDING CERTAIN FACT DISCOVERY DEADLINES
19	IT IS HEREBY STIPULATED by and between the undersigned, subject to the Court's
20	approval, that the deadline for Plaintiff to respond to certain written discovery is continued and
21	that the fact discovery deadline of February 1, 2009 is continued such that Defendant may
22	subpoena records from and take depositions of Plaintiffs' current and former health care
23	providers until March 19, 2009. The reason for this stipulation is that Plaintiff has requested an
24	extension of time to respond to written discovery served by Defendant on November 18, 2009
25	and Defendant is willing to extend the deadline for responses to that written discovery to January
26	8, 2009 if Defendant can have sufficient time after receiving the discovery responses to subpoena
27	records from, and take depositions of, Plaintiffs' current and former health care providers. This
28	stipulation will also give the parties time to resolve any disputes that arise with respect to STIP AND [PROPOSED] ORDER EXTENDING CERTAIN FACT DISCOVERY DEADLINES C08-5651 TEH

Defendant's request for releases from Plaintiffs regarding their medical records. The additional 1 2 time in this stipulation is also requested because Plaintiffs' counsel will be unavailable until 3 January 4, 2010 and Defendant's counsel will be unavailable between February 8-20, 2010. Dated: December 24, 2009 Respectfully submitted, 4 5 JOSEPH P. RUSSONIELLO **United States Attorney** 6 7 By: Michael T. Pyle Assistant U.Š. Attorney 8 Attorneys for Federal Defendants 9 10 BRAYTON PURCELL, LLP Dated: December 24, 2009 11 12 By: Clavton W. Kent Attorneys for Plaintiffs 13 14 PURSUANT TO STIPULATION, IT IS SO ORDERED 15 Plaintiff shall respond to Defendant's outstanding written discovery and produce responsive 16 documents on or before January 8, 2010. The fact discovery deadline of February 1, 2009 is 17 continued such that Defendant may subpoena records from, and take depositions of, Plaintiffs' 18 current and former health care providers on or before March 19, 2069. 19 No other deadlines, including the trial date of May 18, 2010, shall be changed as a result of this order. 20 DATED: 01/04/10 tates District Jud 21 22 23 24 Judge Thelton E. Henderson 25 26 27 28

STIP AND [PROPOSED] ORDER EXTENDING CERTAIN FACT DISCOVERY DEADLINES C08-5651 TEH 2