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10 Attorneys for Defendant  
 11 TARGET CORPORATION

12 UNITED STATES DISTRICT COURT  
 13 NORTHERN DISTRICT OF CALIFORNIA  
 14

15 LATOYA M. FERGUSON,	)	Case No.: C-09-04943 EMC
16 Plaintiff,	)	<b>UPDATED JOINT CASE MANAGEMENT CONFERENCE STATEMENT ; ORDER</b>
17 vs.	)	
18 TARGET CORPORATION, and DOES 1-10,	)	
19 inclusive,	)	Case Management Conference
20 Defendants.	)	Date: June 2, 2010
21	)	Time: 2:30 p.m.
22	)	Location: Courtroom C
23	)	U.S. District Court
	)	450 Golden Gate Ave.
	)	San Francisco, CA

24 Complaint Filed: July 2, 2009

25 Pursuant to this Court's Civil Local Rules ("Civ. L.R.") 16-7 and 16-9, the parties jointly  
 26 submit this Case Management Statement. Each party certifies that its lead trial counsel who will  
 27 try this case met and conferred for the preparation of this Statement as required by Civ. L.R. 16-4.

28 The parties make the following representations and recommendations:

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I. CURRENT STATUS

The mediation did not proceed as scheduled. Plaintiff is still treating and has further appointment for medical evaluation and an MRI set for May 25, 2010. Plaintiff has disclosed further medical providers and Defendant has undertaken to subpoena these records.

Plaintiff's attorney has not provided the Initial Disclosure as required pursuant to Rule 26 (a) (1) of the FRCP, however will prior to the upcoming Case Management Conference.

The parties request that the time to allow the mediation take place be extended 90 days, until 9/3/10, that the current trial date and expert disclosure dates be taken off calendar and that the Case Management Conference be continued until after 9/3/10.

DATED: 5/24/10

SEIFER, MURKEN, DESPINA, JAMES & TEICHMAN, ALC

By:   
H. NATHAN JAMES, ESQ.  
Attorneys for Plaintiff  
LATOYA M. FERGUSON

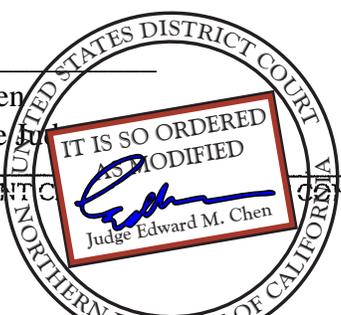
BOORNAZIAN, JENSEN & GARTHE  
A Professional Corporation

By:   
GAIL C. TRABISH, ESQ.  
Attorneys for Defendant  
TARGET CORPORATION

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IT IS SO ORDERED that the mediation deadline is extended to 9/3/10. The case management conference is reset from 6/2/10 to 9/15/10 at 2:30 p.m. An updated joint cmc statement shall be filed by 9/8/10. Trial date to be discussed at cmc.

Edward M. Chen  
U.S. Magistrate Judge



1 **CERTIFICATE OF SERVICE**  
2 (28 U.S.C. §1746)

3 I am employed in the County of Alameda, State of California. I am over the age of 18  
4 years and not a party to the within action. My business address is 555 12th Street, Suite 1800,  
5 P. O. Box 12925, Oakland, California 94604-2925.

6 I am readily familiar with the business practice for collection and processing of  
7 correspondence for mailing with the United States Postal Service. On the date indicated below, at  
8 the above-referenced business location, I sealed envelopes, enclosing a copy of the **UPDATED**  
9 **JOINT CASE MANAGEMENT CONFERENCE STATEMENT**, addressed as shown below,  
10 and placed them for collection and mailing following ordinary business practices to be deposited  
11 with the United States Postal Service on the date indicated below:

12 **Attorneys for Plaintiff**  
13 H. Nathan James, Esq.  
14 **SEIFER, MURKEN, DESPINA,**  
15 **JAMES & TEICHMAN, ALC**  
2135 Lombard St.  
San Francisco, CA 94123

16 Tel: (415) 749-5900  
17 Fax: (415) 749-0344  
18 [njames@smdjlaw.com](mailto:njames@smdjlaw.com)

19  
20 I declare under penalty of perjury that the foregoing is true and correct. Executed at  
21 Oakland, California on May 24, 2010.

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25 Brenda J. Bruessard

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