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10 Attorneys for Defendant  
 11 ASCENT HEALTHCARE SOLUTIONS,  
 12 INC.

13 UNITED STATES DISTRICT COURT  
 14 NORTHERN DISTRICT OF CALIFORNIA

15 ANNIE SITTER,  
 16 Plaintiff,  
 17 v.  
 18 ASCENT HEALTHCARE  
 19 SOLUTIONS, INC.,  
 20 Defendant.

Case No. C09-05682 EMC

**STIPULATION TO CONTINUE  
 DISCOVERY AND EXPERT  
 DESIGNATION CUT-OFF ; ORFDER**

21 THROUGH THEIR RESPECTIVE ATTORNEYS OF RECORD,  
 22 DEFENDANT ASCENT HEALTHCARE SOLUTIONS AND PLAINTIFF  
 23 ANNIE SITTER HEREBY STATE AND STIPULATE AS FOLLOWS:

24 WHEREAS the parties have agreed to attend mediation;

25 WHEREAS the parties have been diligently engaging in discovery, but  
 26 require further discovery to assist them to adequately prepare for mediation and  
 27 trial;

28 WHEREAS both parties intend to engage experts for trial in this matter, but  
 wish to attend mediation prior to designating experts and incurring expert fees;

THEREFORE, based on the foregoing, by and through their undersigned  
 attorneys, the parties HEREBY STIPULATE AND REQUEST that the Court issue

1 an Order continuing the continuing the non-expert discovery cut-off and expert  
 2 designation cut-off until May 1, 2011.

3 Dated: 2-8, 2011

GEOFFREY FAUST

By: Geoffrey M Faust  
 GEOFFREY FAUST  
 Attorneys for Plaintiff  
 ANNIE BROPHY SITTER

9 Dated: 2-9, 2011

FORD & HARRISON LLP

By: M. Rapoport  
 Lyne A. Richardson  
 Julianne Pinter  
 Michelle Rapoport  
 Attorneys for Defendant  
 ASCENT HEALTHCARE  
 SOLUTIONS, INC.

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FORD & HARRISON  
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 ATTORNEYS AT LAW  
 LOS ANGELES

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STIPULATION TO CONTINUE NON-EXPERT  
 DISCOVERY CUT-OFF AND EXPERT  
 DESIGNATION CUT-OFF

~~PROPOSED~~ ORDER

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Pursuant to the parties' attached stipulation, and for good cause appearing, this Court orders as follows:

The non-expert discovery cut off and expert designation cut-off are continued until May 1, 2011.

SO ORDERED.

DATED: 2/15/11



1 **PROOF OF SERVICE**

2 I, Mary Garner, declare:

3 I am a citizen of the United States and employed in Los Angeles County,  
4 California. I am over the age of eighteen years and not a party to the within-entitled  
5 action. My business address is 350 South Grand Avenue, Suite 2300, Los Angeles,  
6 California 90071. On February 10, 2011, I served a copy of the within  
7 document(s):

8 **STIPULATION TO CONTINUE NON-EXPERT DISCOVERY CUT-  
9 OFF AND EXPERT DESIGNATION CUT-OFF**

10  **ELECTRONICALLY:** I caused a true and correct copy thereof to be  
11 electronically filed using the Court's Electronic Court Filing ("ECF")  
12 System and service was completed by electronic means by transmittal  
13 of a Notice of Electronic Filing on the registered participants of the  
14 ECF System. I served those parties who are not registered participants  
15 of the ECF System, if any, as indicated below.

16  by transmitting via facsimile the document(s) listed above to the fax  
17 number(s) set forth below on this date before 5:00 p.m.

18  by placing the document(s) listed above in a sealed envelope with  
19 postage thereon fully prepaid, in the United States mail at Los Angeles,  
20 California addressed as set forth below. I am readily familiar with the  
21 firm's practice of collection and processing correspondence for  
22 mailing. Under that practice it would be deposited with the U.S. Postal  
23 Service on that same day with postage thereon fully prepaid in the  
24 ordinary course of business. I am aware that on motion of the party  
25 served, service is presumed invalid if postal cancellation date or  
26 postage meter date is more than one day after date of deposit for  
27 mailing in affidavit.

28  by placing the document(s) listed above in a sealed \_\_\_\_\_  
envelope and affixing a pre-paid air bill, and causing the envelope to  
be delivered to a \_\_\_\_\_ agent for delivery.

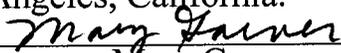
by personally delivering the document(s) listed above to the person(s)  
at the address(es) set forth below.

Geoffrey M. Faust, Esq.  
P.O. Box 751  
Clayton, CA 94517  
Phone: (925) 673-1988  
Fax: (925) 673-9494  
Email: gfaust@netvista.net

Attorneys for Plaintiff ANNIE SITTER  
*Registered participant of ECF.*

I declare under penalty of perjury under the laws of the United States of  
America that the above is true and correct.

Executed on February 10, 2011, at Los Angeles, California.

  
\_\_\_\_\_  
Mary Garner