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**BRODSKY MICKLOW  
BULL & WEISS LLP**  
Kurt Micklow (SBN 135939)  
Edward M. Bull III (SBN 141966)  
Amy Jo Bull (SBN 135939)  
384 Embarcadero West, Suite 200  
Oakland, California, 94607-3704  
Telephone: (510) 268-6180  
Facsimile: (510) 268-6181

Attorneys for Plaintiff  
Jeff Rutherford

**COX, WOOTTON, GRIFFIN,  
HANSEN & POULOS, LLP**  
Richard C. Wootton (SBN 88390)  
Christopher S. Kieliger (SBN 209121)  
190 The Embarcadero  
San Francisco, CA 94105  
Telephone No.: 415-438-4600  
Facsimile No.: 415-438-4601

Attorneys for Defendant  
Sort Well, Inc. dba  
AMNAV Maritime Services

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

JEFF RUTHERFORD, ) Case No.: C10-05756  
 )  
Plaintiff, ) **STIPULATION AND (PROPOSED)**  
 ) **ORDER TO CONTINUE DEADLINE**  
v. ) **FOR EXCHANGE OF EXPERT**  
 ) **REPORTS**  
M/V ENTERPRISE, her engines, tackle, )  
apparel, furniture, and appurtenances, *in rem*; )  
AMNAV MARITIME SERVICE, SORT )  
WELL, INC., MARINE RESOURCES )  
GROUP, INC, SALTCHUK RESOURCES, )  
INC. and DOES 1-10, *in personam* )  
 )  
Defendants. )

The plaintiff Jeff Rutherford and the defendant Sort Well, Inc. dba AmNav  
Maritime Services submit the following Stipulation and Proposed Order to Continue  
Deadline to Exchange Expert Reports as follows:

COX, WOOTTON,  
GRIFFIN, HANSEN  
& POULOS, LLP  
190 THE EMBARCADERO  
SAN FRANCISCO, CA  
94105  
TEL: 415-438-4600  
FAX: 415-438-4601

AMN.Rutherford

1 WHEREAS the Court did not set a deadline for the disclosure of expert reports in its  
2 Status Conference Order of April 15, 2011 (Doc. No. 16); and

3 WHEREAS the parties stipulated pursuant to FRCP 26(a)(2)(D) to exchange reports  
4 on January 13, 2012; and

5 WHEREAS the parties sought the certainty of having that stipulation approved by  
6 the Court and the Court adopted that deadline in its Stipulation and Order Continuing  
7 Discovery Deadlines (Doc. No. 20); and

8 WHEREAS the parties have agreed to participate in a full day mediation with John  
9 P. McGlynn of JAMS in San Francisco on January 17, 2012; and

10 WHEREAS the parties believe that avoiding the expense of the completion and  
11 exchange of expert reports until after the mediation may increase the chance of settlement  
12 and prevent the waste of party resources;

13 WHEREAS continuing the deadline until one week after the mediation (to January  
14 24, 2012) will not impact any other dates in the case, and in particular the pre-trial filings,  
15 the Pre-Trial Conference, or the trial date in any way:

16 THE PARTIES HEREBY STIPULATE AND RESPECTFULLY REQUEST THAT  
17 THE COURT ORDER the following single change in the current pre-trial deadlines:

18	<b><i>Event:</i></b>	<b><i>Current Deadline:</i></b>	<b><i>Parties Request:</i></b>
19	Disclosure of Experts and Reports:	January 13, 2012	January 24, 2012

20	Dated: January 4, 2012	BRODSKY MICKLOW BULL& WEISS LLP
21		By: <u>          /s/ Edward M. Bull III          </u>
22		Edward M. Bull III

23 Attorneys for Plaintiff  
24 JEFF RUTHERFORD

25	Dated: January 4, 2012	COX, WOOTTON, GRIFFIN, HANSEN & POULOS, LLP
26		By: <u>          /s/ Richard C. Wootton          </u>
27		Richard C. Wootton

28 Attorneys for Plaintiff,  
SORT WELL, INC DBA AMNAV  
MARITIME SERVICES

COX, WOOTTON,  
GRIFFIN, HANSEN  
& POULOS, LLP  
190 THE EMBARCADERO  
SAN FRANCISCO, CA  
94105  
TEL: 415-438-4600  
FAX: 415-438-4601

AMN.Rutherford

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**CERTIFICATE OF SIGNATURE**

I attest that the content of this document is acceptable to attorney Richard C. Wootton, and that he authorized me to sign the document on his behalf.

Dated: January 4, 2012

BRODSKY MICKLOW BULL& WEISS LLP

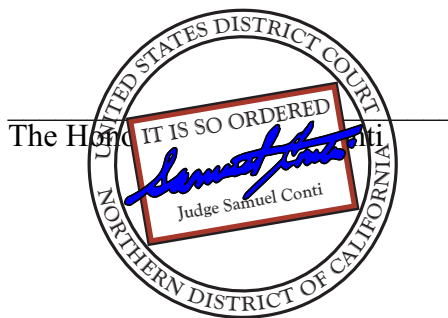
By:  /s/ Edward M. Bull III  
Edward M. Bull III

Attorneys for Plaintiff  
JEFF RUTHERFORD

**[PROPOSED] Case Management Order**

The Joint Stipulation and Proposed Order is hereby adopted by the Court and the parties are ordered to comply with this Order.

Dated:  1/9/12



COX, WOOTTON,  
GRIFFIN, HANSEN  
& POULOS, LLP

190 THE EMBARCADERO  
SAN FRANCISCO, CA  
94105  
TEL: 415-438-4600  
FAX: 415-438-4601

AMN.Rutherford