

1 MARION QUESENBERRY, State Bar No. 72308
 RYNN & JANOWSKY, LLP
 2 P.O. Box 20799
 Oakland, CA 94620
 3 Telephone: (510) 705-8894
 Facsimile: (510) 705-8737
 4 E-mail: marion@rjlaw.com

5 Attorneys for Plaintiffs
 Berti Produce – San Francisco, Inc.; Edwin Chin
 6 dba New City Fruit & Produce; Jacobs, Malcolm & Burtt;
 North Bay Produce, Inc.; Washington Vegetable Company;
 7 What A Tomato Produce Company, Inc.; and Coosemans
 San Francisco, Inc.

8
 9
 10 IN THE UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF CALIFORNIA

LAW OFFICES
 RYNN & JANOWSKY, LLP
 P.O. BOX 20799
 OAKLAND, CALIFORNIA 94620
 (510) 705-8894
 FAX (510) 705-8737

11 BERTI PRODUCE – SAN FRANCISCO,
 12 INC.; EDWIN CHIN dba NEW CITY FRUIT
 & PRODUCE; JACOBS, MALCOLM &
 13 BURTT; NORTH BAY PRODUCE, INC.;
 WASHINGTON VEGETABLE COMPANY;
 14 WHAT A TOMATO PRODUCE COMPANY,
 INC.; and COOSEMANS SAN FRANCISCO,
 15 INC.,

CASE NO. C11-03546 MEJ

**STIPULATION & REQUEST TO
 EXTEND DEADLINE FOR ADR
 SESSION, DISCOVERY, &
 DISPOSITIVE MOTIONS**

16 Plaintiffs,

17 v.

18 ROBERT SBRAGIA; JOHN SBRAGIA;
 STEVEN SBRAGIA; and PATRICIA CINI
 19 aka PATTI CINI,

20 Defendants.

21
 22 Plaintiffs and Defendants respectfully request that the Court extend the deadline to hold
 23 an ADR session from July 15, 2012 to August 11, 2012. This is the parties' second request for
 24 an extension. Although they have attempted to schedule the mediation session, because one of
 the defendants has a new job and the others are unable to attend on the dates available, the

1 parties are unable to schedule the mediation before the deadline. Given the number of parties
2 involved, obtaining a mutually available date has been difficult, but the parties, their attorneys,
3 and the mediator are committed to reschedule the mediation session as soon as possible.

4 Counsel for both parties believe that mediation may be fruitful, and they are engaging in
5 informal settlement discussions, but they would appreciate this extension to insure that the
6 mediation session will take place should informal discussions not result in a resolution of the
7 dispute.

8 Trial is not scheduled until March 4, 2013; however, five deadlines will be affected by
9 the extension of the mediation deadline. As a result, the parties also respectfully request that

<u>Action</u>	<u>Current Deadline</u>	<u>Proposed Deadline</u>
Disclosure of Expert Witnesses	08/03/2012	09/03/2012
Disclosure of Rebuttal Experts	08/13/2012	09/13/2012
Discovery Cutoff	08/28/2012	10/13/2012
Dispositive Motions Must Be Filed, Served, & Noticed	09/27/2012	11/15/2012
Hearing On Dispositive Motions	11/01/2012	12/20/2010

16 Date: July 12, 2012 RYNN & JANOWSKY, LLP
17 By: /s/ Marion I. Quesenbery
18 Marion I. Quesenbery
19 Attorneys for Plaintiffs

20 Date: July 12, 2012 COHEN AND JACOBSON, LLP
21 By: _____
22 Lawrence A. Jacobson
23 Attorney for Defendants
24

LAW OFFICES
RYNN & JANOWSKY, LLP
P.O. BOX 20799
OAKLAND, CALIFORNIA 94620
(510) 705-8894
FAX (510) 705-8737

1 parties are unable to schedule the mediation before the deadline. Given the number of parties
2 involved, obtaining a mutually available date has been difficult, but the parties, their attorneys,
3 and the mediator are committed to reschedule the mediation session as soon as possible.

4 Counsel for both parties believe that mediation may be fruitful, and they are engaging in
5 informal settlement discussions, but they would appreciate this extension to insure that the
6 mediation session will take place should informal discussions not result in a resolution of the
7 dispute.

8 Trial is not scheduled until March 4, 2013; however, five deadlines will be affected by
9 the extension of the mediation deadline. As a result, the parties also respectfully request that

<u>Action</u>	<u>Current Deadline</u>	<u>Proposed Deadline</u>
11 Disclosure of Expert Witnesses	08/03/2012	09/03/2012
12 Disclosure of Rebuttal Experts	08/13/2012	09/13/2012
13 Discovery Cutoff	08/28/2012	10/13/2012
14 Dispositive Motions Must Be Filed, Served, & Noticed	09/27/2012	11/15/2012
15 Hearing On Dispositive Motions	11/01/2012	12/20/2010

16 Date: July 12, 2012

RYNN & JANOWSKY, LLP

17 By: /s/ Marion I. Quesenbery

18 Marion I. Quesenbery
Attorneys for Plaintiffs

19 Date: July 12, 2012

COHEN AND JACOBSON, LLP

20
21 By: 

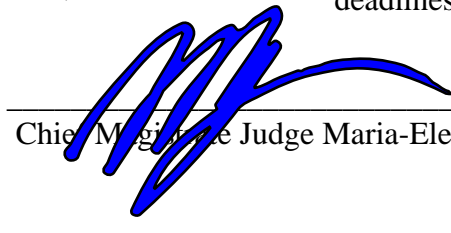
22 Lawrence A. Jacobson
Attorney for Defendants

LAW OFFICES
RYNN & JANOWSKY, LLP
P.O. BOX 20799
OAKLAND, CALIFORNIA 94620
(510) 705-8894
FAX (510) 705-8737

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

IT IS SO ORDERED. The following deadlines and dates contained in the Case Management Order dated February 24, 2012 are changed: (1) for the parties to complete ADR to August 11, 2012, (2) for the disclosure of experts to September 3, 2012, (3) for the disclosure of rebuttal experts to September 13, 2012, (4) for the discovery cutoff to October 13, 2012, (4) for filing, service, and noticing of dispositive motions to November 15, 2012, and (5) for the hearing date for dispositive motions December 20, 2012 at 10:00 a.m. All subsequent pretrial and trial deadlines are VACATED.

Date: July 23, 2012



Chief Magistrate Judge Maria-Elena James