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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

17 LUCY MCALLISTER) Case No.: 11-CV-03858 MEJ
18 Plaintiff,)
19 v.) STIPULATION AND [PROPOSED]
20 UNITED STATES OF AMERICA,) ORDER EXTENDING DISCOVERY
21 UNITED STATES DEPARTMENT OF) AND TRIAL DATE
22 THE INTERIOR, Ken L. Salazar (in his)
23 capacity as Secretary of the United)
24 States Department of the Interior),)
25 National Park Service, Jon Jarvis (in his)
26 capacity as acting Director of the)
27 National Park)
28 Service), Frank Dean (acting General)
29 Superintendent, Golden Gate Recreation)
30 Area))
Defendants.)

)

STIPULATION

-1-

Case No. 11-CV-03858 MEJ

1
2 Plaintiff in this Federal Tort Claims Act case is Lucy McAllister. She alleges she
3 was running on the East Beach area of Crissy Field, part of the Golden Gate National
4 Recreational Area, when her foot was caught on the exposed (or protruding) edge of the
5 cement which caused her to launch into the air and suffer significant injuries to her right
6 shoulder, arm, and palm.
7

8 WHEREAS, on January 31, 2012, this case was ordered to be reassigned and all
9 hearing dates were cancelled;

10 WHEREAS, the parties believe this case was not reassigned as there has been no
11 subsequent order, and both parties have consented to jurisdiction by the Chief Magistrate
12 Judge, Hon. Maria-Elena James;

13 WHEREAS, both parties have agreed to a plan for the completion of discovery
14 (Plaintiff has served written discovery and Defendant has responded, and Defendant has
15 served written discovery and Plaintiff is responding). Defendant plans to obtain all of the
16 medical records of the Plaintiff, and then take the deposition of Plaintiff and certain medical
17 treaters of plaintiff;

18 WHEREAS, Plaintiff plans to initially take the deposition of the contractors
19 working on the drainage problems where plaintiff fell;

20 WHEREAS, the parties thereafter plan to mediate the case in November 2012 in
21 accordance with this Court's previous referral;

22 WHEREAS the parties agree that the case management schedule needs to be
23 adjusted especially in light of the fact that all hearing dates have been cancelled;

24 THEREFORE the parties agree and respectfully request that the Court make
25 adjustments to the scheduling order as follows:

26 Fact Discovery Cutoff- October 31, 2012
27
28

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