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13 UNITED STATES DISTRICT COURT
 14 FOR THE NORTHERN DISTRICT OF CALIFORNIA

15 MAHMOOD MONASSAR ,)	Civil No. CV 11-04043 EDL
)	
16 Plaintiff,)	
)	
17 v.)	STIPULATION FOR ORDER
)	REGARDING CERTAIN PRETRIAL
18 HORIZON LINES, LLC.,)	DATES ; ORDER
)	
)	
19 Defendants.)	
)	
)	

20 Plaintiff Mahmood Monassar and Defendant Horizon Lines, LLC., pursuant to the parties’
 21 respective counsels’ representations made to the Honorable Court in the Case Management
 22 Conference held on July 17, 2012, and the Court’s order arising therefrom, now recite and stipulate
 23 as follows and pray the Court issues its Minute Order upon the below-numbered points:

24 **RECITALS**

25 WHEREAS, this action is one for alleged personal injury damages by a seaman pursuant to
 26 the *Jones Act*, 46 U.S.C. §30104, and general maritime law; and

27 WHEREAS, Plaintiff’s counsel now represents that the treating physician, Dimitri
 28 Kondrashov, M.D., has prescribed further injection therapy and there appears to be a probability that

STIPULATION FOR ORDER REGARDING CERTAIN PRETRIAL DATES

1 this doctor will not provide to Plaintiff counsel an opinion on either duty status and or a prognosis
2 in sufficient time for the parties both to be able to mediate by July 17, 2012 and to understand
3 whether to prepare the parties' respective evidence for allegations that Plaintiff can never return to
4 seafaring; and

5 WHEREAS, the parties appear to be in a position to complete non-expert discovery and to
6 complete liability-based expert discovery within the dates previously Ordered;

7 **STIPULATION**

8 NOW, THEREFORE, the Plaintiff and the Defendant, through their respective attorneys,
9 who are authorized to stipulate, request this Honorable Court issue its Minute Order that:

- 10 1. The parties shall have until and including October 31, 2012 to complete mediation.
11 2. The parties shall disclose experts on the issues of alleged medical and/or damages issues on
12 October 1, 2012.
13 3. The parties shall complete discovery of experts on all issues by November 2, 2012.
14 4. The dates for all other discovery remains as previously ordered; viz.: Non-expert by July 31,
15 2012, disclose liability experts by August 14, 2012, disclose rebuttal liability experts by
16 August 28, 2012.

17 SO STIPULATED,

SO STIPULATED,

18 DATED: July 17, 2012

DATED: July 17, 2012

19 BERSCHLER ASSOCIATES, PC

EMARD DANOFF PORT TAMULSKI &
20 PAETZOLD LLP

21 */s/ Arnold I. Berschler*

/s/ Eric Danoff

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Arnold I. Berschler, attorney for
23 MAHMOOD MONASSAR

Eric Danoff, Attorneys for
24 HORIZON LINES, LLC

25 5. All other dates, including the September 18 deadline for hearing dispositive motions, the December
26 11 pretrial conference, and the January 7, 2013 trial date, remain unchanged.

IT IS SO ORDERED.

27 Date: July 18, 2012

28 _____
STIPULATION FOR ORDER REGARDING CERTAIN PRETRIAL DATES

