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 9 UNITED STATES DISTRICT COURT
 10 NORTHERN DISTRICT OF CALIFORNIA
 11 SAN FRANCISCO DIVISION

12	YOLANDA G. BYRD,)	No. C-11-4230 RS
13)	
14	Plaintiff,)	STIPULATION AND [PROPOSED]
15)	ORDER TO EXTEND FACT
16	v.)	DISCOVERY CUT OFF
17)	
18	PATRICK DONAHOE, POSTMASTER GENERAL UNITED STATES POSTAL SERVICE,)	
	Defendant.)	

19 The parties, plaintiff Yolanda Byrd (“Plaintiff”) and the defendant Patrick Donahoe,
 20 Postmaster General for the United States Postal Service (“Defendant”) submit this Stipulation
 21 and [Proposed] Order to modify the pretrial schedule with respect to the fact discovery cut-off.

22 WHEREAS, the current fact discovery cut-off in this action is August 31, 2012;

23 WHEREAS, the Defendant has noticed Plaintiff’s deposition for August 16, 2012;

24 WHEREAS, on August 7, 2012, counsel for the Defendant was suddenly and
 25 unexpectedly placed on bed rest for medical reasons for an unknown duration, but the condition
 26 is anticipated will last several weeks. And, accordingly, the Defendant requests additional time to
 27 either obtain medical clearance to take Plaintiff’s deposition, or to find another Assistant United
 28 States Attorney to conduct Plaintiff’s deposition.

[STIPULATION AND [PROPOSED] ORDER - C-11-4230-RS]

1 WHEREAS, Plaintiff only disclosed the name of a purported medical expert on August
2 20, 2012 and the Defendant will now need to obtain her medical records and conduct a
3 psychiatric examination;

4 WHEREAS, Plaintiff wishes to conduct discovery, but understood the August 31, 2012
5 deadline to be the last day that she could serve written discovery, and Plaintiff wishes to avoid
6 the expense of conducting depositions until after the settlement conference currently scheduled
7 for October 2, 2012;

8 ACCORDINGLY, it is hereby agreed by the Parties, that the fact discovery cut-off be
9 extended as follows. The Plaintiff shall have until August 31, 2012 to issue any interrogatories
10 or requests for production of documents and things to the Defendant. The Defendant shall have
11 until September 28, 2012, to conduct discovery regarding Plaintiff's newly disclosed alleged
12 medical claims. Both parties shall have until October 31, 2012 to notice and complete any fact
13 depositions. The defendant's expert disclosure deadline shall be extended from September 21,
14 2012 to November 16, 2012.

15 IT IS SO STIPULATED.

16
17 DATED: August 30, 2012

Respectfully submitted,

18 MELINDA HAAG
19 United States Attorney

S/ Melissa Sladden

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MELISSA SLADDEN
Assistant United States Attorney

22 DATED: August 30, 2012

23 YOLANDA G. BYRD
Plaintiff, *pro se*

S/ Yolanda Byrd

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YOLANDA G. BYRD
26 *Pro Se*


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[PROPOSED] ORDER

Pursuant to the stipulation of the parties, the Plaintiff shall have until August 31, 2012 to issue any interrogatories or requests for production of documents and things to the Defendant. The Defendant shall have until September 28, 2012, to conduct discovery regarding Plaintiff's newly disclosed alleged medical claims. Both parties shall have until October 31, 2012 to notice and complete any fact depositions. The defendant's expert disclosure deadline shall be extended from September 21, 2012 to November 16, 2012.

IT IS SO ORDERED

Dated: 8/30/12


HONORABLE RICHARD SEEBORG
United States District Court Judge