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7 Attorneys for Defendant, COUNTY OF MONTEREY

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

11 JULIO FLORES, on his own behalf
 12 and as a successor-in-interest to
 decedent, PRISCILLA FLORES;
 13 ADRIANA FLORES, an individual;
 DANIELA FLORES, an individual;
 14 LIANA FLORES, an individual,
 15 Plaintiffs,
 16 vs.
 17 NATIONAL RAILROAD
 PASSENGER CORPORATION,
 18 dba AMTRAK; UNION PACIFIC
 RAILROAD COMPANY, a Delaware
 19 Corporation; COUNTY OF
 MONTEREY; STATE OF
 20 CALIFORNIA; DOES 1-100,
 inclusive,
 21 Defendants.

Case No: 3:12-CV-00686-MEJ

**STIPULATION AND ~~PROPOSED~~ ORDER
 TO MODIFY DISPOSITIVE MOTION
 SCHEDULE.**

Trial Date: August 26, 2013
 Time: 9:30 a.m.
 Courtroom: B - 15th Floor
 Judge: The Honorable Maria Elena James

23 Pursuant to the Case Management Order of December 11, 2012, the last day to file
 24 dispositive motions in this action is May 20, 2013 and the last day to hear dispositive motions is
 25 June 24, 2013. Plaintiffs and Defendants, National Passenger Railroad Corp. (“Amtrak”), Union
 26 Pacific Railroad, and Monterey County (collectively, “Defendants”), by and through their
 27 respective counsel, hereby stipulate and respectfully request to modify the December 11, 2012

1 Case Management Order. Good cause exists to continue the dispositive motion deadlines in
2 order to facilitate further settlement discussions between the parties and accommodate the
3 litigation schedules of counsel, as well as to account for the Court's calendar being full on June
4 20, 2013 and counsel for Monterey County being overseas on June 27, 2013.

5 NOW THEREFORE, subject to the Court's approval, the parties, through their counsel of
6 record, stipulate, agree, and respectfully request that the following modifications to the Case
7 Management Order be made:

8 1. That the last day to file dispositive motions be continued from May 20, 2013 to
9 May 31, 2013;

10 2. That the last day to hear dispositive motions be continued from June 24, 2013 to
11 July 11, 2013;

12 3. That Defendants' respective motions for summary judgment be calendared for
13 July 11, 2013;

14 4. That all other dates listed in the Case Management Order of July 26, 2012, as
15 modified by the Case Management Order of December 11, 2012, remain unchanged, including
16 the August 26, 2013 trial date and the dates of all other pretrial proceedings.

17 Respectfully submitted,

18 Dated: May 10, 2013

GREEN BRYANT & FRENCH, LLP

19 By: /s/ Jason Julius

20 JASON JULIUS

21 Attorneys for Plaintiffs

22 Dated: May 10, 2013

LOMBARDI LOPER & CONANT

23 By: /s/ Liza Siu Mendoza

24 LIZA SIU MENDOZA

25 Attorneys for Defendants, Union Pacific
26 Railroad; National Railroad Passenger
27 Corporation

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Dated: May 10, 2013.

CHARLES J. McKEE, COUNTY COUNSEL

By: /s/ William Litt
WILLIAM LITT
Deputy County Counsel
Attorneys for Defendant County of Monterey

ORDER

PURSUANT TO STIPULATION, AND GOOD CAUSE APPEARING THEREFORE,
IT IS ORDERED THAT:

- 1. That the last day to file dispositive motions be continued from May 20, 2013 to May 31, 2013;
- 2. That the last day to hear dispositive motions be continued from June 24, 2013 to July 11, 2013;
- 3. That Defendants’ respective motions for summary judgment be calendared for July 11, 2013;
- 4. That all other dates listed in the Case Management Order of July 26, 2012, as modified by the Case Management Order of December 11, 2012, remain unchanged, including the August 26, 2013 trial date and the dates of all other pretrial proceedings.

Dated: May 13, 2013



THE HONORABLE MARIA ELENA JAMES
UNITED STATES MAGISTRATE JUDGE