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 TESTAMERICA LABORATORIES, INC.
 15

16 UNITED STATES DISTRICT COURT
 17 NORTHERN DISTRICT OF CALIFORNIA
 18

19 THERESA ALLEN,

20 Plaintiff,

21 vs.

22 TESTAMERICA LABORATORIES,
 23 INC., and DOES 1-50 inclusive,

24 Defendants.

No. C 12-01448 RS

**JOINT STIPULATION TO AMEND
 DISCOVERY DEADLINES;
 [PROPOSED] ORDER**

1 **STIPULATION**

2 Plaintiff Theresa Allen and defendant TestAmerica Laboratories, Inc., by and through their
3 representative counsel of record, hereby stipulate as follows:

4 1. On June 6, 2012, the Court issued the Case Management Scheduling Order (Docket
5 No. 18), which set the following discovery deadlines:

- 6 a. November 30, 2012, for the parties to complete all non-expert discovery;
- 7 b. December 7, 2012, for the parties to complete their expert disclosures; and
- 8 c. December 21, 2012, for the parties to complete all expert discovery.

9 2. Presently, the parties have several outstanding discovery disputes relating to non-expert
10 discovery that may result in motion practice; in addition, the parties are attempting to schedule several
11 previously noticed depositions of non-expert witnesses.

12 3. On November 13, 2012, the parties met and conferred regarding the status of the case and
13 agreed to engage in good faith settlement discussions, including through private mediation in early or
14 mid-December, 2012. In order to facilitate these settlement discussions and avoid unnecessary motion
15 practice for the Court and the parties, should the case settle, the parties ask the Court to continue the
16 discovery deadlines as set forth in the June 6, 2012, Case Management Scheduling Order.

17 4. The parties ask the Court to amend the applicable discovery deadlines as follows:

- 18 a. January 18, 2013, as the new deadline by which the parties must file any motion
19 to resolve outstanding disputes regarding non-expert discovery, and complete any
20 previously noticed non-expert deposition;
- 21 b. January 18, 2013, as the new deadline by which the parties must complete their
22 expert disclosures; and
- 23 c. February 8, 2013, as the new deadline by which the parties must complete all
24 expert discovery.

25 5. Nothing in this stipulation will affect the February 21, 2013, deadline by which the Court
26 must hear all pretrial motions; the May 2, 2013, deadline by which the parties must file their Joint
27 Pretrial Statement; the May 16, 2013, pretrial conference, or the May 28, 2013, commencement date for
28 trial.

1 6. The parties respectfully request that the Court grant this joint stipulation so that they
2 might attempt to resolve this case without prejudicing further discovery.

3 Dated: November 14, 2012

GERALD A. EMANUEL
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6 By: /s/ Joel P. Waelty

Joel P. Waelty
Attorneys for Plaintiff
THERESA ALLEN

9 Dated: November 14, 2012

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ORDER

On the stipulation of the parties, and good cause appearing therefor,

The Court GRANTS the Joint Stipulation to Amend Discovery Deadlines. The dates set forth in the June 6, 2012, Case Management Scheduling Order (Docket No. 18), are modified as follows:

1. January 18, 2013, is the new deadline by which the parties must file any motion to resolve outstanding disputes regarding non-expert discovery, and complete any previously noticed non-expert deposition;
2. January 18, 2013, is the new deadline by which the parties must complete their expert disclosures; and
3. February 8, 2013, is the new deadline by which the parties must complete all expert discovery.

No other dates set forth in the Case Management Scheduling Order are modified.

IT IS SO ORDERED.

Dated: November 15, 2012



Richard Seeberg
United States District Judge