

Steven R. Anthony (SBN 37778)  
Jane L. Trigero, Of Counsel (SBN 103575)  
**KNOX RICKSEN LLP**  
1300 Clay Street, Suite 500  
Oakland, CA 94612-1427  
Telephone: (510) 285-2500  
Facsimile: (510) 285-2505  
**Attorneys for Defendant**  
**THE PERMANENTE MEDICAL GROUP, INC.**

Angela L. Morgan (SBN 208585)  
**LOGAN LAW GROUP**  
2410 Camino Ramon, Suite 274  
San Ramon, California 94583  
Telephone: (925) 277-9794  
Facsimile: (925) 558-0012  
**Attorney for Plaintiff**  
**SAM CHILES**

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

SAM CHILES	)	CASE NO: C-12-5796 MEJ
	)	
Plaintiff,	)	
	)	<b>STIPULATION TO EXTEND TIME</b>
vs.	)	<b>FOR DISCOVERY CUT-OFF AND</b>
	)	<b>DISCLOSURE OF EXPERT</b>
THE PERMANENTE MEDICAL GROUP	)	<b>WITNESSES</b>
and Does 1 through 50,	)	
	)	
Defendants.	)	
	)	
_____	)	

IT IS HEREBY STIPULATED and agreed by and between parties hereto, through their undersigned counsel of record, as follows:

WHEREAS, the discovery cut-off date set by the Case Management Order is October 8, 2013.

WHEREAS, the expert disclosure cut-off date set by the Scheduling Order was September

1 13, 2013.

2 1. Based on the progress of this Action, the parties stipulate to extend the discovery  
3 cut-off date from October 8, 2013 to November 8, 2013 and the time to disclose expert witnesses  
4 from September 13, 2013 to October 13, 2012.

5 2. The commencement of discovery in this matter was substantially delayed for  
6 several reasons.

7 3. Defendant's counsel did not notice the deposition of the plaintiff because the  
8 defense did not want to depose plaintiff before receiving documents and information based upon  
9 plaintiff's Rule 26 disclosure. Despite the defendant's timely compliance Plaintiff's counsel never  
10 did a Rule 26 disclosure, but responded to defendant's document request on June 5, 2013.

11 4. Plaintiff's deposition – the only deposition that has taken place - was originally  
12 scheduled for June 10, 2013. The deposition, however, was canceled by plaintiff's counsel on the  
13 day it was set when plaintiff's counsel became ill. Due to scheduling conflicts – including a  
14 month-long jury trial – plaintiff's deposition did not occur until August 28, 2013.

15 5. A one-month extension of time for discovery cut-off and disclosure of expert  
16 witnesses will enable both parties to timely and efficiently complete written discovery.

17 6. Since discovery had just barely commenced and the case was set to be mediated on  
18 September 25, 2013, expert disclosure was not possible since sufficient discovery had not been  
19 completed to determine necessary experts.

20 7. Based upon the scheduling and preparation of the case, good cause exists to extend  
21 the deadlines and further the one-month extension will not prejudice either party or result in undue  
22 delay.

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8. For these reasons, and good cause appearing, the parties agree and stipulate to continue the time for discovery cut-off of October 8, 2013 to November 8, 2013 and the time to disclose expert witnesses from September 13, 2013 to October 13, 2013. All other dates remain as currently scheduled by the Case Management Order.

IT IS SO STIPULATED.

DATED: September 20, 2013

LOGAN LAW GROUP

By: /s/

Angela L. Morgan  
Attorney for Plaintiff  
SAM CHILES

DATED: September 20, 2013

KNOX RICKSEN LLP

By: /s/

Jane L. Trigero  
Attorneys for Defendant  
THE PERMANENTE MEDICAL GROUP,  
INC.

**ORDER**

Pursuant to the stipulation of the Parties, and good cause appearing;

IT IS SO ORDERED that:

The discovery cut-off period, previously set for October 8, 2013, is continued to November 8, 2013.

The disclosure of expert witnesses, previously set for September 13, 2013, is continued to October 13, 2013.

Dated: September 24, 2013

Maria-Elena  
United States Magistrate Judge

