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8 Attorneys for Defendant
9 COUNTY OF SANTA CRUZ, also erroneously sued herein as
10 THE SANTA CRUZ COUNTY SHERIFF'S DEPARTMENT and
11 THE SANTA CRUZ COUNTY HEALTH SERVICES AGENCY)
12

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22 Attorneys for Plaintiffs MARLENE HENDERSON,
23 THE ESTATE OF EDYTH HENDERSON, and
24 THE ESTATE OF JOSEPH HENDERSON

25 UNITED STATES DISTRICT COURT

26 NORTHERN DISTRICT OF CALIFORNIA – SAN FRANCISCO

27 MARLENE HENDERSON, THE ESTATE OF
28 EDYTH HENDERSON, and THE ESTATE OF
JOSEPH HENDERSON,

Case No.: 5:14-cv-03544 WHO (HRL)

Plaintiffs,

**STIPULATION AND [PROPOSED]
ORDER TO AMEND SCHEDULING
ORDER**

vs.

COUNTY OF SANTA CRUZ, THE SANTA
CRUZ COUNTY SHERIFF'S DEPARTMENT,
THE SANTA CRUZ COUNTY HEALTH
SERVICES AGENCY, and DOES 1
THROUGH 25, INCLUSIVE,

Defendants.

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1 TO THE HONORABLE COURT:

2 This stipulation is entered into by and between Plaintiffs and Defendant, by and through
3 their respective counsel.

4 1. The current trial date in this case is January 4, 2021.

5 2. Defendant moved for summary judgment which is now set for hearing on August
6 19, 2020. Defendant recently agreed to provide Plaintiffs' counsel with a two-week extension
7 of time to file and serve the opposition to Defendant's motion for summary judgment in this
8 case. The opposition was filed July 10, 2020 and the reply is currently due July 17, 2020.

9 3. Since submitting the last stipulation regarding the continuance for Plaintiff's
10 opposition, defense counsel has received several matters which will require significant work in
11 the next week. The parties have stipulated to a short continuance of one week for Defendant to
12 file its reply in support of its motion for summary judgment. This continuance will not affect
13 the hearing date or any other deadlines.

14 4. The parties further stipulate to continue the designation of and discovery
15 regarding expert witnesses, to allow the Court an opportunity to consider and rule on the motion
16 for summary judgment, and to allow for further settlement discussions without the added burden
17 of expert costs and fees. The continuance of the expert designation, rebuttal witness
18 designation, and expert discovery cut-off dates will not affect the trial date, and are in the
19 interests of judicial economy.

20 5. Based on the foregoing:

21 IT IS HEREBY STIPULATED by the Parties, subject to approval by this Court, that the
22 Scheduling Order be amended as follows:

23 Reply re: Motion for Summary Judgment:	<u>July 24, 2020</u>
24 Hearing on Motion for Summary Judgment:	August 19, 2020
25 Expert Witness Designation and Exchange:	<u>September 21, 2020</u>
26 Rebuttal Expert Witness Designation and Exchange:	<u>October 5, 2020</u>
27 Expert Discovery Cutoff:	<u>November 16, 2020</u>
28 Pre-Trial Conference:	November 30, 2020
	January 4, 2021

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Dated: July 13, 2019

LAW OFFICES OF MICHAEL J. CURLS

By: */s/ Nichelle D. Jones
Nichelle D. Jones
Attorney For Plaintiffs
*Ms. Jones provided her consent to file
this document electronically

Dated: July 13, 2019

HAAPALA, THOMPSON & ABERN, LLP

By: /s/ Jody Struck
Jody Struck
Attorneys for Defendants

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ORDER

PER STIPULATION OF COUNSEL, as modified below, IT IS HEREBY ORDERED that the Scheduling Order be amended as follows, with new dates underlined:

Reply re: Motion for Summary Judgment: July 24, 2020
Hearing on Motion for Summary Judgment: August 19, 2020
Expert Witness Designation and Exchange: September 21, 2020
Rebuttal Expert Witness Designation and Exchange: October 5, 2020
Expert Discovery Cutoff: October 23, 2020*
Pre-Trial Conference: November 30, 2020
Trial Date: January 4, 2021

*date changed from stipulation to allow the parties to address any issues regarding experts in briefing prior to the Pre-Trial Conference

Dated: July 14, 2020


District Judge William H. Orrick