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 BRET MACDONALD and AMALIA MACDONALD  
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14 **UNITED STATES DISTRICT COURT**  
 15 **NORTHERN DISTRICT OF CALIFORNIA**

16 BRET MACDONALD, an individual; and  
 17 AMALIA MACDONALD, an individual,

18 Plaintiffs,

19 vs.

20 WELLS FARGO BANK, N.A. and  
 DOES 1 through 50, inclusive,

21 Defendants.  
 22

Case No.: 3:14-CV-04970-HSG

**JOINT STIPULATION TO CONTINUE  
 EXPERT DISCOVERY CUT-OFF  
 DEADLINE; ~~PROPOSED~~ ORDER**

Action Filed: November 10, 2014  
 Trial Date: May 1, 2016

1 Pursuant to the Civil Local Rules of the United States District Court for the Northern  
2 District of California, the parties, Plaintiffs BRETT MACDONALD and AMALIA  
3 MACDONALD (“Plaintiffs”), and Defendant WELLS FARGO BANK, N.A. (“Wells Fargo”),  
4 through their counsel of record, hereby stipulate to the following:

5 WHEREAS, on November 10 2014, Plaintiff filed her Complaint in the above-captioned  
6 court against Defendants;

7 WHEREAS, on April 12, 2016, the Court issued a Scheduling Order, setting a jury trial  
8 for March 13, 2017 and the following trial related deadlines:

- 9 a. Fact Discovery Cutoff on September 13, 2016
- 10 b. Initial Expert Disclosures on September 27, 2016
- 11 c. Rebuttal Expert Disclosures on October 11, 2016
- 12 d. Expert Discovery Cutoff on October 25, 2016
- 13 e. Dispositive Motion Hearing Deadline on December 8, 2016 at 2:00 p.m.
- 14 f. Pretrial Conference on February 28, 2017 at 3:00 p.m.;
- 15 g. Jury Trial on March 13, 2017.

16 WHEREAS, on or around September 21, 2016, pursuant to the Parties stipulation to  
17 continue all deadlines in this matter, the Court ordered that Expert Discovery Cut-off be  
18 December 9, 2016;

19 WHEREAS, on or around November 10, 2016, the Parties submitted a stipulation to  
20 further extend the Expert Discovery Cut-Off and related disclosure deadlines, which the Court  
21 granted, setting the deadline to exchange Initial Expert Disclosures to December 9, 2016,  
22 Rebuttal Expert Disclosures to December 23, 2016 and Expert Discovery Cut-off to January 6,  
23 2017;

24 WHEREAS, Plaintiffs submitted their Initial Expert Disclosure on December 9, 2016,  
25 disclosing the intent to use an expert to testify at trial on Plaintiffs’ behalf;

26 WHEREAS, Defendant intends to designate a Rebuttal Expert by December 23, 2016 and  
27 will furnish the deferred rebuttal expert report within seven (7) calendar days of receipt of the  
28 transcript of the deposition of Plaintiffs’ expert;

1 WHEREAS, given the holidays between December 23, 2016 and January 6, 2017, counsel  
2 for Plaintiffs and counsel for Defendant, along with the experts designated by the parties, are  
3 largely unavailable to prepare for depositions and take depositions until after January 3, 2017;

4 WHEREAS, the Parties request that the deadline to conduct all Expert Discovery be  
5 extended for three weeks, from January 6, 2017 to January 27, 2017 to allow the parties and their  
6 experts time to prepare for and take the depositions of the designated experts;

7 WHEREAS, no other deadlines in this matter will be affected by the requested  
8 continuance.

9 **STIPULATION**

10 The parties stipulate to and request a two-week continuance of the Expert Discovery Cut-  
11 off Deadline from January 6, 2017 to January 27, 2017.

12 Respectfully Submitted,

13  
14 Dated: December 22, 2016

SEVERSON & WERSON

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16  
17 By: /s/ Thomas Abbott  
18 Thomas Abbott, Esq.  
19 Attorney for Defendant  
20 WELLS FARGO BANK, N.A.

21  
22 Dated: December 22, 2016

MELLEN LAW FIRM

23 By: /s/ Sarah Shapero  
24 Sarah Shapero, Esq.  
25 Attorney for Plaintiffs  
26 BRETT MACDONALD and AMALIA  
27 MACDONALD  
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**ORDER**

This Court, having received and reviewed the stipulation of the parties referenced immediately above, and finding good cause therefore, pursuant to the stipulation of the parties;

The expert discovery cut-off deadline is continued to January 27, 2017.

**IT IS SO ORDERED.**

Dated: December 22, 2016

  
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Honorable Haywood S. Gilliam, Jr.