

1 STIPULATION

2 Pursuant to Civil Local Rules 40-1 and 7-12, the Plaintiffs Marlene Perez
3 and Rosa Cerisano and Defendant John Muir Health (hereafter collectively referred
4 to as “the Parties”), through their attorneys of record, hereby jointly stipulate to
5 request a brief extension of the Expert Discovery Deadline (currently June 24),
6 and, with regard to one expert only, the deadline to file a motion in limine.

7 The requested extension will not affect the pre-trial conference (set for
8 August 2, 2016) or the trial date (August 22, 2016).

9 Plaintiffs have identified six non-retained medical experts. Two were
10 previously deposed. Defendant noticed all of their depositions for June 23, 2016.
11 However, Plaintiffs’ non-retained medical experts are not available for deposition
12 until after the Expert Discovery Deadline of June 24, 2016. These are key
13 witnesses for the plaintiffs.

14 Defendant identified Dr. Mark Lipian as a retained medical expert. Plaintiffs
15 have noticed Dr. Lipian’s deposition for June 24, 2016, or any other day prior to
16 the expert discovery cutoff. However, Dr. Lipian has an annual teaching
17 obligation in France and is unavailable for deposition until July 11, 2016. Dr.
18 Lipian is a key witness for the defense.

19 The mandatory settlement conference in this case is scheduled for June 28,
20 2016.

21 The parties propose briefly continuing the Expert Discovery Deadline to
22 **July 14, 2016**. The parties wish to conserve resources and avoid incurring further
23 cost and expenses related to expert discovery prior to the mandatory settlement
24 conference (June 28). The proposed continuance of the Expert Discovery Deadline
25 would allow Plaintiffs to depose Dr. Lipian on a firm date July 11-13, 2016, in Los
26 Angeles and for Defendants to depose Plaintiffs’ experts (retained and/or four non-
27 retained) after the mandatory settlement conference on June 28, 2016.

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