

1 MATTHEW D. HALEY (Bar No. 104493)
2 THE HALEY LAW OFFICES
3 1633 San Pablo Avenue
4 Oakland, CA 94612
5 Telephone: (510) 444-1881

6 Attorneys for Plaintiff JOSEPH JAMES GREER

7 OWEN T. ROONEY, ESQ. (Bar No. 127830)
8 GILBERT KELLEY CROWLEY & JENNETT LLP
9 44 Montgomery Street, Suite 2080
10 San Francisco, CA 94104
11 Tel: (415) 627-9000

12 Attorneys for Defendant
13 BAY AREA RAPID TRANSIT, et al.

14 JEFFREY M. VUCINICH, ESQ (#67906)
15 CLAPP, MORONEY, VUCINICH, BEEMAN and SCHELEY
16 1111 Bayhill Drive, Suite 300
17 San Bruno, CA 94066
18 Tel: (650) 989-5400

19 Attorneys for Defendant
20 CITY OF HAYWARD, et al.

21 UNITED STATES DISTRICT COURT
22 NORTHERN DISTRICT OF CALIFORNIA

23 JOSEPH JAMES GREER 24 Plaintiff, 25 v. 26 CITY OF HAYWARD; BAY AREA RAPID TRANSIT DISTRICT; et al.; 27 Defendants.	23 CASE NO. 3:15-cv-02307-WHO 24 TRIAL: January 9, 2017 25 STIPULATION REQUESTING A CONTINUANCE OF DISCOVERY DEADLINES, DISPOSITIVE MOTION DATE, TRIAL DATE, AND MEDIATION DEADLINE; ORDER
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1 Plaintiff JOSEPH JAMES GREER, and Defendants CITY OF HAYWARD, et al., and
2 BAY AREA RAPID TRANSIT DISTRICT, et al., hereby stipulate as follows:

3 The parties respectfully request that the Court continue the discovery deadlines,
4 dispositive motion hearing date, trial date, and other corresponding dates currently set as follows:
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6 Fact Discovery Deadline	July 29, 2016
7 Expert Disclosure	July 29, 2016
8 Expert Rebuttal	August 19, 2016
9 Expert Discovery Deadline	September 2, 2016
10 Dispositive Motions heard by	October 5, 2016
11 Pretrial Conference	December 12, 2016 at 2:30 p.m.
12 Trial Date	January 9, 2017 at 8:30 a.m. by Jury

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14 To the following dates, or any other dates convenient for the Court:
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16 Fact Discovery Deadline	September 30, 2016
17 Expert Disclosure	September 30, 2016
18 Expert Rebuttal	October 19, 2016
19 Expert Discovery Deadline	November 4, 2016
20 Dispositive Motions heard by	December 7, 2016
21 Pretrial Conference	February 20, 2017 at 2:30 p.m.
22 Trial Date	March 21, 2017 at 8:30 a.m. by Jury

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25 Good cause exists for such request, namely that the parties request an additional month to
26 conduct fact and expert discovery due to the unavailability of certain witnesses – including

1 officers involved in the stop leading to the claims before the Court – and the unavailability of
2 counsel, Clapp, Moroney, Vucinich, Beeman and Scheley, who are conducting two trials during
3 the month of July. Such a brief continuance would necessitate the continuance of the dispositive
4 motions hearing deadline, which, in turn, requires a continuance of the pretrial conference and
5 trial date.

6 The parties have not previously requested a continuance of the discovery deadlines,
7 dispositive motion hearing date, or trial date.

8 Additionally, the parties request that the mediation deadline for completion of ADR in
9 this matter be extended to December 15, 2016. The parties will coordinate with Roxane Ashe of
10 the Ninth Circuit Mediation Program to schedule and complete mediation prior to that date.

11 The parties respectfully request that the Court approve this stipulation and incorporate its
12 terms in an Order.

13
14 THE HALEY LAW OFFICES

15 DATED: July 13, 2016

16 /s/ Matthew D. Haley

17 MATTHEW D. HALEY
18 Attorney for Plaintiffs

19 GILBERT KELLEY CROWLEY & JENNETT
20 LLP

21 DATED: July 13, 2016

22 /s/ Owen T. Rooney

23 OWEN T. ROONEY
24 Attorney for Defendants BART, et al.

25 CLAPP, MORONEY, VUCINICH, BEEMAN and
26 SCHELEY

27 DATED: July 13, 2016

28 /s/ Kaylen Kadotani

KAYLEN KADOTANI
JEFFREY M. VUCINICH
Attorney for Defendants CITY OF HAYWARD, et
al.

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ORDER


PURSUANT TO STIPULATION, as modified below, IT IS ORDERED that the discovery deadlines, dispositive motion hearing date, trial date, and corresponding deadlines are hereby continued as follows:

Fact Discovery Deadline	September 30, 2016
Expert Disclosure	September 30, 2016
Expert Rebuttal	October 19, 2016
Expert Discovery Deadline	November 4, 2016
Dispositive Motions heard by	December 7, 2016
Pretrial Conference	March 13, 2017 at 2:30 p.m.
Trial Date	April 10, 2017 at 8:30 a.m. by Jury

IT IS FURTHER ORDERED that the deadline for completion of ADR in this matter is extended to December 15, 2016.

IT SO ORDERED.

Dated: July 16, 2016



 WILLIAM H. ORRICK
 United States District Judge