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8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA
 10 (SAN FRANCISCO DIVISION)

11 SHAWN BRACKIN,
 12 Plaintiff,
 13 vs.
 14 CALIFORNIA DEPARTMENT OF STATE
 15 HOSPITALS; NAPA STATE HOSPITAL,
 16 ET AL,
 17 Defendants.

No. 15-CV-03351-WHA

**JOINT REQUEST TO MODIFY
 PRETRIAL SCHEDULING ORDER
 AND ORDER**

Judge: Hon. William H. Alsup

**Trial Date: December 5, 2016
 Action Filed: June 24, 2015**

18 On November 2, 2015, this Court filed a Case Management Order in this matter. Document
 19 No. 22. In this Joint Request for modification of the Case Management Order, the parties
 20 respectfully request that the Court modify two of the cutoff dates set forth in the Pretrial Scheduling
 21 Order. Specifically, the parties request that the Court extend the following deadlines:

- 22 1. Continue the last date for designation of expert testimony and disclosure of full expert
 23 reports under FRCP 26(a)(2) as to any issue on which a party has the burden of proof (“opening
 24 reports”) from July 29, 2016, to September 2, 2016 and continue all corresponding expert
 25 disclosures and expert discovery pursuant to the times set forth in the Case Management Order.
- 26 2. Continue the deadline to file dispositive motions from September 1, 2016 to
 27 September 30, 2016.

28 The parties request that all other dates set forth in this Court’s November 2, 2015 Order

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remain in effect.

The parties make this request for good cause. The parties cooperatively participated in fact discovery. The parties have also been working cooperatively in scheduling and conducting neuropsychological medical examinations of Plaintiff; however, the parties need additional time to complete these complex and time consuming examinations. In addition, the parties are currently scheduling mediation for mid to late August. The parties believe the chances for settlement will be increased if the discussions take place after the neuropsychological examinations have been completed.

SO STIPULATED:

Dated: July 19, 2016

KARL J. FRISINGER, ESQ.
COOMBS & DUNLAP, LLP

/s/ Karl J. Frisinger
KARL J. FRISINGER, ESQ.
Attorneys for Plaintiff Shawn Brackin

Dated: July 19, 2016

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GOOD CAUSE APPEARING, it is hereby ORDERED that the Pretrial Scheduling Order is modified as follows:

1. The last date for designation of expert testimony and disclosure of full expert reports under FRCP 26(a)(2) as to any issue on which a party has the burden of proof (“opening reports”) shall be September 2, 2016. In addition, all corresponding expert disclosures, reports, and discovery are continued pursuant to the times set forth in the Case Management Order based on the date of September 2, 2016.

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2. The deadline to file dispositive motions is September 30, 2016.



William H. Alsup
United States District Court Judge