



1 PLAINTIFFS MICHAEL SIBBITT JR., ELISABETH ANNE TERWILLIGER (“Plaintiffs”)  
2 and DEFENDANTS CITY OF PITTSBURG, BRIAN ADDINGTON, MICHAEL PERRY, and  
3 PATRICK WENTZ (“Defendants”), by and through their counsel of record, hereby stipulate as  
4 follows:

5 WHEREAS on October 5, 2017, the Court issued a Case Management Scheduling Order  
6 (Document 56) and set the following deadlines:

- 7 • April 5, 2018 – deadline for non-expert discovery;
- 8 • April 26, 2018 – deadline for expert designation;
- 9 • May 31, 2018 – deadline for rebuttal expert designation;
- 10 • June 21, 2018 – deadline to complete expert discovery.

11 WHEREAS the parties have agreed to explore potential resolution of these consolidated cases  
12 by attending mediation with Honorable Hurl Johnson (Ret.) on April 17, 2018. This was the earliest  
13 date the parties could obtain that accommodated Judge Johnson’s schedule;

14 WHEREAS the parties have agreed to a modified discovery schedule (2 depositions) before  
15 the mediation with the remaining depositions to occur after mediation should the cases not resolve;

16 WHEREAS the parties agree that it is most efficient and in the best interests of the Court and  
17 the parties for the Court to continue the deadlines for non-expert and expert discovery as set forth  
18 below; so that the parties can pursue settlement possibilities without incurring unnecessary litigation  
19 expenses associated with factual and expert discovery.

20 WHEREAS the parties believe good cause exists to continue the discovery cutoff dates as set  
21 forth below and an amendment to the scheduling order will cause no prejudice to either party since  
22 both parties have agreed to the continuance; and because the adjustment will not affect the other dates  
23 set by this Court and the trial date will not need to be continued.

24 NOW THEREFORE, the parties stipulate, by and through their counsel and pursuant to Court  
25 approval, that:

- 26 • The deadline for non-expert discovery is continued to June 27, 2018;
- 27 • The deadline for designation of expert witnesses is July 20, 2018;

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- Parties will designate their supplemental and rebuttal experts on or before August 10, 2018;
- Discovery of expert witnesses shall be completed by August 31, 2018.

IT IS SO STIPULATED.

Dated: March 7, 2018

BROWN POORE LLP

*/s/ Scott A. Brown*

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SCOTT A. BROWN  
*Attorneys for Plaintiffs Michael Sibbitt, Jr. and  
Elisabeth Terwilliger*

Dated: March 7, 2018

JACKSON LEWIS PC

*/s/ Michael J. Christian*

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MICHAEL J. CHRISTIAN  
*Attorneys for Defendants City of Pittsburg, Brian  
Addington, Michael Perry, and Patrick Wentz*



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PURSUANT TO STIPULATION AND SUPPORTING DECLARATION, IT IS SO ORDERED.

Dated: 3/8/18



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The Honorable Richard Seeborg  
United States District Judge