Case No. 16-CV-6994-TSH

served with the relator's First Amended Complaint.

- 3. WHEREAS, on March 16, 2020, the Court issued an Order setting an initial case management conference ("CMC") for June 18, 2020 at 10:00 AM (Dkt. No. 34).
- 4. WHEREAS, the Parties have recently met and conferred and have agreed to attempt to resolve this case, prior to formal litigation, through good faith settlement discussions and/or mediation. In order for these efforts to be meaningful and in furtherance of judicial economy and efficiency, the Parties further agree that their time and resources should be focused on preparing for and engaging in settlement discussions and/or mediation, rather than formal litigation at this time.
- 5. WHEREAS, in addition, the Relator must also formally serve several additional individual defendants and entity defendants, which will likely require investigation and additional time, especially in light of the limitations and difficulties presented by the COVID-19 pandemic and related emergency orders.
- 6. WHEREAS, in light of the above considerations, the Parties have agreed to continue the current deadlines for responding to the complaint, the initial case management conference, and all other related deadlines, as set forth below.
 - 7. WHEREAS, no party will be prejudiced by the order sought by this stipulation.
 - 8. WHEREAS, there have been no prior time modifications in this case.
- 9. WHEREAS, the below-described time modifications will not materially alter the schedule for this case since there is no trial date or other events or deadlines on calendar, except that which are reflected below.

NOW, THEREFORE, IT IS HEREBY STIPULATED BY AND AMONG THE PARTIES, SUBJECT TO THE COURT'S APPROVAL, THAT:

- A. The deadline for the stipulating Defendants to respond to the First Amended Complaint is extended by approximately 45-days to July 24, 2020;
- B. The initial CMC is continued from June 18, 2020 to September 17, 2020 at 10:00 AM, or to the first available court date thereafter, in Courtroom G, 15th Floor, 450 Golden Gate Avenue, San Francisco, California, and shall be attended by lead trial counsel;

1	C.	The Parties must	confer pursuant to	o Rule 26(f) no later than August 27, 2020, or at
2	least 21 days	prior to the new da	ate set for the initia	al CMC;
3	D.	The Parties must	serve their Rule 2	26(a)(1) initial disclosures in accordance with
4	Rule 26(a)(1)	(C);		
5	E.	The Parties must	submit a joint CM	MC statement no later than September 10, 2020,
6	or at least 7 da	ays prior to the ne	w date set for the i	initial CMC, and shall be in the same format set
7	forth in the O	rder Setting Case	Management Conf	Gerence (Dkt. No. 34);
8	F.	All other related	case-management	and Rule 26 deadlines not explicitly covered by
9	this Stipulatio	on, if any, shall als	o be extended and	calculated based on the dates set forth herein;
10	IT IS	SO STIPULATE	<u>D.</u>	
11				THE LARGE LAW FIDM
12				THE JAFFE LAW FIRM
13	Dated: <u>05/</u>	04/2020	By:	STEPHEN R. JAFFE
14				
15				Attorneys for Relator STEVEN FALLON
16				
17				JACOBSON MARKHAM LLP
18	Data de 05/	04/2020	D	
19	Dated: <u>05/</u>	04/2020	By:	RICHARD M. JACOBSON (SBN 114520)
20				JACOBSON MARKHAM LLP 8950 Cal Center Drive, Suite 210
21				Sacramento, California 95826 Telephone: (916) 854-5969
22				Email: rmjacobson@jacobsonmarkham.com
23				Attorneys for Defendants HAYWARD UNIFIED SCHOOL DISTRICT,
24				MATTHEW WAYNE, and TAMI WATSON
25	///			
26	///			
27	///			
28	///			
				2 Coss No. 16 CV 6004 TSU

1	MCNAMARA SMITH LLP				
2	D-4-1, 05/04/2020 D-1				
3	Dated: 05/04/2020 By: /s/ SANJAY BHANDARI (SBN 181920)				
4	MCNAMARA SMITH LLP 655 West Broadway, Suite 1680				
5	San Diego, California 92101 Telephone: (619) 269-0400				
6	Email: sbhandari@mcnamarallp.com				
7	JOHN T. CU (SBN 207402) KAYLEN KADOTANI (SBN 294114)				
8	HANSON BRIDGETT LLP 425 Market Street, 26th Floor				
9	San Francisco, California 94105 Telephone: (415) 777-3200				
10	Email: jcu@hansonbridgett.com kkadotani@hansonbridgett.com				
11	Attorneys for Defendant BELL TRANSIT CORPORATION				
12	BLLL TRANSIT CORT ORTHON				
13	* * * FILER'S ATTESTATION Pursuant to Civil Local Rule 5-1(i)(3), regarding signatures, the undersigned hereby attests				
14					
15	that concurrence in the filing of the document has been obtained from all of the signatories above.				
16	that concurrence in the ming of the document has been obtained from an of the signatories above.				
17					
18	Dated: 05/04/2020 By: /s/ STEPHEN R. JAFFE				
19	STEPHEN R. JAFFE				
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	-4- Case No. 16-CV-6994-TSH				

1 2 3 4 5 6 7 UNITED STATES DISTRICT COURT 8 NORTHERN DISTRICT OF CALIFORNIA 9 SAN FRANCISCO DIVISION 10 11 UNITED STATES OF AMERICA, ex rel., Case No. 16-CV-6994-TSH 12 STEVEN FALLON and on behalf of the STATE OF CALIFORNIA,, [PROPOSED] ORDER CONTINUING CASE 13 MANAGEMENT CONFERENCE Plaintiffs-Relators, 14 Magistrate Judge Thomas S. Hixson v. 15 BELL TRANSIT CORPORATION; MCET 16 AFFORDABLE TRANSPORTATION; FUNCTIONAL FLOORS; MATTHEW 17 WAYNE; MIRIAM DELGADILLO; LUCI ROGERS; TAMMY WATSON; HAYWARD 18 UNIFIED SCHOOL DISTRICT. 19 Defendants. 20 Pursuant to the stipulation entered by the parties and good cause appearing therefor: 21 1. The deadline for the stipulating Defendants to respond to the First Amended 22 Complaint is extended by approximately 45-days to July 24, 2020. 23 2. The initial CMC is continued from June 18, 2020 to <u>September 17</u>, 2020 at 10:00 24 AM, in Courtroom G, 15th Floor, 450 Golden Gate Avenue, San Francisco, California, and shall 25 be attended by lead trial counsel. 26 3. The Parties must confer pursuant to Rule 26(f) at least 21 days prior to the new date 27 set for the initial CMC. 28

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1	4. The Parties must serve their Rule 26(a)(1) initial disclosures in accordance with
2	Rule 26(a)(1)(C).
3	5. The Parties must submit a joint CMC statement at least 7 days prior to the new date
4	set for the initial CMC, in the same format set forth in the Order Setting Case Management
5	Conference (Dkt. No. 34).
6	6. All other related case-management and Rule 26 deadlines not explicitly covered by
7	this Order, if any, shall also be extended and calculated based on the dates set forth herein.
8	IT IS SO ORDERED.
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10	Dated: 5/4/2020 By: HONORABLE THOMAS S. HIXSON
11	UNITED STATES MAGISTRATE JUDGE
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