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15 Attorneys for Defendants
 Mike Rose's Auto Body, Inc., et al.

17 UNITED STATES DISTRICT COURT
 18 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 19 (SAN FRANCISCO DIVISION)

20 AUTOMOTIVE INDUSTRIES PENSION
 TRUST FUND, et al.,

21 Plaintiffs,

22 v.

23 MIKE ROSE'S AUTO BODY INC., a
 California corporation, et al.

24 Defendants.

Case No.: Case No. 17-cv-00602 JST

STIPULATION AND JOINT REQUEST
 TO MODIFY SCHEDULING ORDER TO
 EXTEND DISCOVERY CUT-OFF
 DATES; AND
~~PROPOSED~~ ORDER

Complaint Filed: February 6, 2017

1 IT IS HEREBY STIPULATED by and between the parties to this action, by and through
2 their attorneys of record, and the parties jointly request that the Court modify its Scheduling
3 Order, issued June 21, 2017 (Doc. No. 26), as follows:

4 Event	Scheduled Date	Requested Date	Previous Extension
5 Fact discovery cut-off	Feb. 28, 2018	Mar. 30, 2018	None
6 Expert disclosures	Mar. 22, 2018	Apr. 23, 2018	None
7 Expert rebuttal	Apr. 22, 2018	May 15, 2018	None
8 Expert discovery cutoff	May 25, 2018	June 1, 2018	None
9 Deadline to file dispositive motions	Jun. 21, 2018	No change	None
10 Pretrial conference statement due	Sept. 25, 2018	No change	None
11 Pretrial conference	Oct. 5, 2018 2:00 p.m.	No change	None
12 Trial	Oct. 29, 2018 8:30 a.m.	No change	None

13 The parties submit that good cause exists for the following reasons.

14 1. The above schedule was set by the Court in its Scheduling Order on June 21, 2017.
15 The parties have not requested any previous extensions of these dates. The requested extensions
16 are for discovery cut-off dates only and do not delay the dates for filing dispositive motions, or
17 for the pretrial conference and trial.

18 2. The parties are engaged in settlement negotiations and wish to attempt a resolution
19 of this matter before incurring further expense of discovery.

20 3. The parties have propounded written discovery and have conferred regarding the
21 setting of depositions. A number of deponents are not available in February but are available in
22 March. The parties have agreed on the following discovery plan, subject to the Court's granting
23 their joint request to modify the schedule:
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25
26
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1 March 5, 2018 - Plaintiffs' Responses to Defendant's Written Discovery due
2 March 14, 2018 – Depositions of Trustees James Beno and Doug Cornford
3 March 19, 2018 – Defendant's Responses to Plaintiffs' Written Discovery due
4 March 16, 19, or 20 – Deposition of Trust Fund 30(b)(6)
5 March 1 -- 30 -- Third-Party Depositions
6 March 21 – 30 – Depositions of Defendants William Brunelli, James Brunelli, Brennan
7 Rose, Mike Rose's Auto Body, Inc. 30(b)(6), and Washington Township Central Investment
8 30(b)(6).

9 7. The parties respectfully request that the Court approve this stipulation and
10 incorporate its terms in an Order.

11 IT IS SO STIPULATED.

12 SALTZMAN & JOHNSON LAW CORPORATION

13 DATED: February 13, 2018

By: /s/ Anne M. Bevington
Anne M. Bevington
Attorneys for Plaintiffs

16 TRUCKER ♦ HUSS

17 DATED: February 13, 2018

By: /s/ Robert F. Schwartz
Robert F. Schwartz
Attorneys for Defendants

19 CERTIFICATION RE SIGNATURES

20 I attest that concurrence in the filing of this document has been obtained from Robert F.
21 Schwartz.

22 Dated: February 13, 2018

/s/ Anne M. Bevington
Anne M. Bevington

24 **IT IS SO ORDERED.**

25 February 14, 2018
26 Dated: _____, 2017



HON. JON S. TIGAR
United States District Judge