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 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  
 SECOND STIPULATION AND JOINT  
 REQUEST TO FURTHER MODIFY  
 SCHEDULING ORDER TO EXTEND  
 DISCOVERY CUT-OFF DATE; AND  
 25 ~~PROPOSED~~ ORDER  
 Complaint Filed: February 6, 2017

26 IT IS HEREBY STIPULATED by and between the parties to this action, by and through  
 27 their attorneys of record, and the parties jointly request that the Court modify its Scheduling  
 28

1 Order, initially issued June 21, 2017 (Doc. No. 26) and modified on February 14, 2018 (Doc. No.  
2 36) and March 12, 2018 (Doc. No. 39), to extend the deadline for fact discovery as follows:

3 Event	4 Scheduled Date	5 Requested Date	6 Previous Extension
7 Fact discovery cut-off	8 April 30, 2018	9 June 8, 2018	10 2
11 Expert disclosures	12 May 14, 2018	13 No change	14 2
15 Expert rebuttal	16 May 28, 2018	17 No change	18 2
19 Expert discovery cutoff	20 June 8, 2018	21 No change	22 2
23 Deadline to file dispositive motions	24 June 21, 2018	25 No change	26 None
27 Pretrial conference statement due	28 Sept. 25, 2018	No change	None
Pretrial conference	Oct. 5, 2018 2:00 p.m.	No change	None
Trial	Oct. 29, 2018 8:30 a.m.	No change	None

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

17 1. The Scheduling Order was initially issued on June 21, 2017, and modified pursuant  
18 to the parties' joint request on February 14, 2018 and March 12, 2018. The currently requested  
19 extension is for the fact discovery cut-off **only** and does not delay the dates for filing dispositive  
20 motions, or for the pretrial conference and trial.

21 2. The parties are actively engaged in settlement negotiations and have reached a  
22 tentative agreement on the amount of the settlement, but are continuing to negotiate the scope of  
23 the release and whether the settlement of this action should satisfy the judgment against a non-  
24 party in a previous case, and wish to attempt a resolution of this matter before incurring further  
25 expense of discovery..  
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