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 8 **UNITED STATES DISTRICT COURT**  
 9 **NORTHERN DISTRICT OF CALIFORNIA**

<p>11 FRANCISCA MORALEZ,</p> <p>12                   Plaintiff,</p> <p>13                   vs.</p> <p>14 DAVID &amp; ESPERANZA CHAVEZ FAMILY</p> <p>15 LIMITED PARTNERSHIP dba CHAVEZ</p> <p>16 SUPERMARKET, et al.,</p> <p>17                   Defendants.</p>	<p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p> <p>)</p>	<p>No. 3:17-cv-03918-JST</p> <p><b>STIPULATION TO EXTEND DEADLINE</b></p> <p><b>TO COMPLETE JOINT SITE</b></p> <p><b>INSPECTION REQUIRED BY GENERAL</b></p> <p><b>ORDER 56; <del>PROPOSED</del> ORDER</b></p>
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18           Plaintiff, Francisca Moralez (“Plaintiff”), and Defendants, David & Esperanza Chavez  
 19 Family Limited Partnership dba Chavez Supermarket; Chavez Supermarket Holding Corp. dba  
 20 Chavez Supermarket; John E. McNellis, Trustee of the McNellis Family Trust u/a dated  
 21 October 6, 1993; Michele R. McNellis, Trustee of the McNellis Family Trust u/a dated October  
 22 6, 1993; and Michael S. Powers, Trustee of the Erik Ragnar McNellis Trust dated December 1,  
 23 2012, as Trustee of the Jamie Taylor McNellis Trust dated December 1, 2012, as Trustee of the  
 24 Jennifer Dalton McNellis Trust dated December 1, 2012, and as Trustee of the Courtney Blaine  
 25 McNellis Trust dated December 1, 2012 (collectively “Defendants,” and together with Plaintiff,  
 26 “the Parties”), by and through their respective counsel, hereby stipulate as follows:

27           1.       This action arises out of Plaintiff’s claims that Defendants denied her full and  
 28 equal access to their public accommodation on account of her disabilities in violation of Title

1 III of the Americans with Disabilities Act (“ADA”) and parallel California law. Plaintiff seeks  
2 injunctive relief under federal and California law, as well as damages under California law.  
3 This matter therefore proceeds under this district’s General Order 56 which governs ADA  
4 access matters.

5 2. The Court has ordered that the Parties conduct a joint site inspection of the  
6 subject property on or before October 24, 2017 (Dkt. 4).

7 3. The Parties are engaging in settlement discussions and wish to avoid incurring  
8 additional attorney’s fees and costs incident to attending the joint site inspection while  
9 settlement efforts are being exhausted.

10 4. The Parties have agreed to conduct the joint site inspection on November 21,  
11 2017 at 2:00 p.m. if the matter does not settle prior to that time, subject to the Parties’  
12 reservation to further modify the date if necessary.

13 5. Accordingly, the Parties stipulate to extend the deadline to conduct the joint site  
14 inspection to November 21, 2017, with all dates triggered by that deadline continued  
15 accordingly.

16 **IT IS SO STIPULATED.**

17 Dated: October 24, 2017

MISSION LAW FIRM, A.P.C.

19 /s/ Zachary M. Best

20 Zachary M. Best  
21 Attorneys for Plaintiff,  
Francisca Moralez

22 Dated: October 24, 2017

HOPKINS & CARLEY

23 /s/ Shirley E. Jackson

24 Shirley E. Jackson  
25 Attorneys for Defendants,  
26 David & Esperanza Chavez Family Limited  
27 Partnership dba Chavez Supermarket; Chavez  
28 Supermarket Holding Corp. dba Chavez  
Supermarket; John E. McNellis, Trustee of the  
McNellis Family Trust u/a dated October 6, 1993;  
Michele R. McNellis, Trustee of the McNellis

1 Family Trust u/a dated October 6, 1993; Michael S.  
2 Powers, Trustee of the Erik Ragnar McNellis Trust  
3 dated December 1, 2012, as Trustee of the Jamie  
4 Taylor McNellis Trust dated December 1, 2012, as  
5 Trustee of the Jennifer Dalton McNellis Trust  
6 dated December 1, 2012, and as Trustee of the  
7 Courtney Blaine McNellis Trust dated December 1,  
8 2012

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10 **ATTESTATION**

11 Concurrence in the filing of this document has been obtained from each of the individual(s)  
12 whose electronic signature is attributed above.

13 /s/ Zachary M. Best  
14 Zachary M. Best  
15 Attorneys for Plaintiff  
16 Francisca Moralez

17  
18 **ORDER**

19 The Parties having so stipulated and good cause appearing,

20 **IT IS HEREBY ORDERED** that the deadline for the Parties to complete the joint site  
21 inspection is extended to November 21, 2017, with all dates triggered by that deadline  
22 continued accordingly.

23 **IT IS SO ORDERED.**

24 Dated: October 25, 2017

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26 \_\_\_\_\_  
27 HON. JON S. TIGAR  
28 United States District Judge