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8 Attorneys for Defendants
AIG DOMESTIC CLAIMS, INC. AND NATIONAL UNION FIRE
9 INSURANCE COMPANY OF PITTSBURGH, PA

10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA

12 RICHARD CAYO,
13 Plaintiff,

14 v.

15 VALOR FIGHTING & MANAGEMENT LLC;
RICK BASSMAN; AIG DOMESTIC CLAIMS,
16 INC.; GAGLIARDI INSURANCE SERVICES,
INC. & DOES 1-15 INCLUSIVE,

17 Defendants.

CASE NO. CV08-4763 CW

**STIPULATION AND ~~PROPOSED~~—
ORDER TO PARTIALLY REVISE THE
COURT'S CASE MANAGEMENT ORDER**

18
19 All parties, by and through their respective counsel, hereby stipulate to partially revise the
20 court's Case Management Order as follows:

21 **I.**
22 **RECITALS**

23 1. The parties have been working diligently toward moving this case forward in an efficient,
24 expeditious manner. The parties have exchanged written discovery and responses. The parties have
25 taken the depositions of certain fact witnesses, and have scheduled the depositions of others.

26 2. Despite the parties' diligent efforts and cooperation to complete the depositions of fact
27 witnesses by November 15, 2009, there are certain fact witnesses whose depositions cannot be
28 scheduled by that date due to the lack of mutually available dates between and among counsel and

1 the remaining witnesses. For that reason, the parties have agreed to extend the deadline for fact
2 discovery, and the deadlines for expert disclosure and discovery, for 30 days to enable the parties to
3 complete discovery without incurring undue burden and expense.

4 3. Rick Bassman, a pro per defendant in this action, filed for Chapter 7 bankruptcy on April
5 13, 2009. The filing of a bankruptcy petition operates as an automatic stay of the continuation of any
6 proceeding to recover a claim against the debtor. (11 U.S.C. §362(a).)

7 4. The parties do not seek to continue any deadlines other than the deadline for completion
8 of fact discovery. The parties do not seek to continue the trial date or the pretrial conference date.

9 Accordingly, the parties hereby stipulate to revising the Court's February 6, 2009 Minute
10 Order and Case Management Order as follows.

11
12 **II.**
STIPULATION

13 The parties hereby stipulate to the following revision to the court's Scheduling Order:

- | | |
|---|--|
| 14 1. Completion of fact discovery | December 15, 2009
(currently November 15, 2009) |
| 15 | |
| 16 2. Disclosure of identities and reports of experts | March 18, 2010
(currently February 18, 2009) |
| 17 | |
| 18 3. Completion of expert discovery | April 19, 2010
(currently March 18, 2010) |
| 19 | |

20
21 The remaining deadlines and other dates set forth in the Court's February 6, 2009 Minute
22 Order and Case Management Order, as revised by this Court's previous orders, remain unchanged.

23 Dated: October 16, 2009

LAW OFFICES OF MAUREEN E. McFADDEN

24
25 By //s//
MAUREEN E. McFADDEN
26 Attorney for Plaintiff
RICHARD CAYO
27
28

1 Dated: October 16, 2009

HAYES SCOTT BONINO ELLINGSON &
McLAY, LLP

2
3 By //s//

4 STEPHEN M. HAYES
5 STEPHEN P. ELLINGSON
6 Attorneys for Defendants
AIG DOMESTIC CLAIMS, INC. AND
NATIONAL UNION FIRE INSURANCE
COMPANY OF PITTSBURGH, PA

7 Dated: October 16, 2009

ERICKSEN ARBUTHNOT

8
9 By //s//

10 LOIS LINDSTROM
11 KAREN G. POPPY
12 Attorneys for Defendant
13 GAGLIARDI INSURANCE SERVICES
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~~[PROPOSED]~~ ORDER

Pursuant to the parties' stipulation, the fact discovery cut-off date is continued as follows:

1. Completion of fact discovery December 15, 2009
(currently November 15, 2009)
2. Disclosure of identities and reports of experts March 18, 2010
(currently February 18, 2009)
3. Completion of expert discovery April 19, 2010
(currently March 18, 2010)

The remaining deadlines and other dates set forth in the Court's February 6, 2009 Minute Order and Case Management Order, as revised by previous orders of this Court, remain unchanged.

Dated: October 10/21, 2009



CLAUDIA WILKEN
UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF
CALIFORNIA