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

9
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

18
19 **STIPULATION AND ~~PROPOSED~~**
20 **ORDER TO PARTIALLY REVISE THE**
21 **COURT'S CASE MANAGEMENT ORDER**

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

24 **I.**
25 **RECITALS**

26 1. The parties have been working diligently toward moving this case forward in an efficient,
27 expeditious manner. The parties have exchanged written discovery and responses and taken the
28 depositions of several fact witnesses.

2. Despite the parties' diligent efforts and cooperation to complete the depositions of fact
witnesses by December 15, 2009, the parties were unable to complete fact discovery. The deposition
of National Union's FRCP 30(b)(6) representative could not be completed as scheduled due to

1 illness. Additionally, the parties continue to meet and confer on certain discovery issues to avoid
2 unnecessary law and motion activity. For these reasons, the parties have agreed to extend the
3 deadline for fact discovery for 60 days to enable the parties to complete discovery.

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 February 15, 2010
15 (currently December 15, 2009)

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

18 Dated: December 22, 2009


LAW OFFICES OF MAUREEN E. McFADDEN

19 By 

20 MAUREEN E. McFADDEN
21 Attorney for Plaintiff
22 RICHARD CAYO

23 Dated: December 22, 2009

HAYES SCOTT BONINO ELLINGSON &
McLAY, LLP

24 By 

25 STEPHEN M. HAYES
26 STEPHEN P. ELLINGSON
27 Attorneys for Defendants
28 AIG DOMESTIC CLAIMS, INC. AND
NATIONAL UNION FIRE INSURANCE
COMPANY OF PITTSBURGH, PA

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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 February 15, 2010
(currently December 15, 2009)

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: December 31, 2009



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