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9 Attorneys for Plaintiffs

10 UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF CALIFORNIA
 11 SAN FRANCISCO/OAKLAND DIVISION

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|----|--------------------------------|---|------------------------------|
| 12 | LYDIA DOMINGUEZ, et al., |) | Case No. C 09-02306 CW |
| | |) | |
| 13 | Plaintiffs, |) | |
| | |) | <u>CLASS ACTION</u> |
| 14 | v. |) | |
| | |) | STIPULATION AND ORDER |
| 15 | ARNOLD SCHWARZENEGGER, et al., |) | CONTINUING DEADLINES |
| | |) | |
| 16 | Defendants. |) | |
| | |) | |
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1 WHEREAS, the United States Supreme Court recently granted review of three decisions issued
2 by the United States Court of Appeals for the Ninth Circuit on March 3, 2010 including the decision
3 upholding the preliminary injunction in this case, in *Maxwell-Jolly v. California Pharmacists Ass'n*,
4 U.S. Supreme Court Case No. 09-1158; and

5 WHEREAS, the parties are currently considering the implications of this certiorari grant for trial
6 court proceedings in this case; and

7 WHEREAS, the parties have collectively taken more than 20 depositions and exchanged over
8 15,000 pages of discovery, and are currently expending significant resources in order to comply with the
9 present non-expert discovery cut-off of February 28, 2011 and expert disclosure deadline of March 21,
10 2011; and

11 WHEREAS, the Court has previously adjusted deadlines in this case seven times but has
12 extended the discovery, case dispositive motions, and trial dates only three times (Dkt. #281, 406, 413);
13 and

14 IT IS HEREBY STIPULATED between the parties through their respective counsel that, subject
15 to Court approval, the completion of fact discovery and expert discovery deadlines shall be postponed
16 by 14 days as reflected in the schedule set forth below, to give the parties time to consider the
17 implications of the certiorari grant upon these proceedings, but that this 14-day extension shall not
18 require any change to the schedule for dispositive motions and other deadlines in the case:

19 Completion of Fact Discovery 3/14/11
20 Disclosure of identities and reports of expert witnesses
21 Initial 4/4/11
22 Rebuttal 5/5/11
23 Completion of Expert Discovery 6/6/11

24 Dated: January 26, 2011

Respectfully submitted,

25 STEPHEN P. BERZON
26 SCOTT A. KRONLAND
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28 PEDER J. THOREEN
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By: /s/ Stacey M. Leyton

Attorneys for Plaintiffs

Dated: January 26, 2011

Respectfully submitted,

EDMUND G. BROWN JR.
Attorney General of California
SUSAN M. CARSON
Supervising Deputy Attorney General
JENNIFER A. BUNSHOFT
Deputy Attorney General

By: /s/ Susan M. Carson

Attorneys for State Defendants

Dated: January 26, 2011

Respectfully submitted,

MICHAEL G. WOODS
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Wayte & Carruth LLP

By: /s/ Timothy J. Buchanan

Attorneys for Fresno Defendants

GENERAL ORDER 45 ATTESTATION


I, Stacey M. Leyton, am the ECF user whose ID and password are being used to file this stipulation and proposed order. In compliance with General Order 45, X.B., I hereby attest that Defendants' counsel have concurred in the filing of this document with their electronic signatures.

Dated: January 26, 2011

By: /s/ Stacey M. Leyton
Attorneys for Plaintiffs

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: February 3, 2011



Honorable Claudia A. Wilken
United States District Court Judge