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14 UNITED STATES DISTRICT COURT
 15 NORTHERN DISTRICT OF CALIFORNIA
 16 OAKLAND DIVISION
 17

18 JEFFREY HERSON, an individual; EAST
 19 BAY OUTDOOR, INC., a California
 corporation,

20 Plaintiffs,

21 v.

22 CITY OF RICHMOND, a charter city,

23 Defendant.
 24

Case No. 4:09-cv-02516-PJH

**STIPULATION EXTENDING EXPERT
 DISCOVERY; [~~PROPOSED~~] ORDER**

Judge: Honorable Phyllis J. Hamilton
 Dept.: Courtroom 3

Trial Date: None set

1 WHEREAS, one or both of the parties will be filing a further motion for summary
2 judgment in this case as contemplated by this Court's April 25, 2011 order on Defendant's
3 motion for summary judgment;

4 WHEREAS, that further motion or motions may necessitate continuing the trial date and
5 attendant deadlines, and the parties are presently conferring about whether one or both parties
6 will request such an extension;

7 WHEREAS, the deadline for expert disclosures under the Court's scheduling order, as
8 amended, is tomorrow, April 29, 2011; and

9 WHEREAS, the parties desire to extend the deadlines for expert discovery until they can
10 resolve whether to jointly or individually request an extension of the trial date.

11 NOW, THEREFORE, the parties hereby stipulate and request that the Court enter an
12 order as follows:

13 1. The deadline for expert disclosures shall be extended to May 13, 2011. The date
14 for closure of expert discovery shall similarly be extended to June 17, 2011.

15 2. If the Court eventually orders an extension of the trial date, the parties will request
16 that the deadlines for expert discovery be reset based on the new trial date.

17 DATED: April 28, 2011

SHUTE, MIHALY & WEINBERGER LLP

18 By: /s/

19 MATTHEW D. ZINN

20 Attorneys for Defendant
21 CITY OF RICHMOND

22 DATED: April 28, 2011

RAM & OLSON LLP

24 By: 

25 KARL OLSON

26 Attorneys for Plaintiffs
27 JEFFREY HERSON and EAST BAY OUTDOOR,
28 INC.

1 **[PROPOSED] ORDER**

2 Good cause having been shown therefor, IT IS HEREBY ORDERED that the deadline
3 for expert disclosures established by this Court's scheduling order, as amended, is extended to
4 May 13, 2011. The date for closure of expert discovery is extended to June 17, 2011.

5 DATED: ~~April~~ ^{May 3} ____, 2011



HONORABLE PHYLIS J. HAMILTON
UNITED STATES DISTRICT JUDGE