

1 Plaintiff the Sonoma County Association of Retired Employees (“SCARE”) and
2 Defendant the County of Sonoma (the “County”), through their respective counsel of record,
3 hereby agree and stipulate as follows.

4 1. SCARE filed and served its complaint in this action on September 22, 2009,
5 seeking declaratory and injunctive relief against the County with respect to retiree health
6 benefits.

7 2. The County filed a Motion to Dismiss SCARE’s Complaint on December 18,
8 2009. (Docket “Dkt.” No. 13) Plaintiffs filed their Opposition to the County’s Motion to
9 Dismiss on January 21, 2010. (Dkt. 17.) Defendant's Reply to Plaintiff's Opposition is due on
10 January 28, 2010.

11 3. The Parties’ Joint Case Management Conference statement (“CMC Statement”) is
12 currently due March 30, 2010. The Parties previously stipulated to make initial disclosures, file
13 the Rule 26(f) Report, and commence written discovery on February 5, 2010. (Dkt. 10.)

14 4. The Parties met and conferred on January 21, 2010, and again on January 25,
15 2010. As a result of and during these discussions, the Parties reconsidered the value of
16 submitting a Rule 26(f) Report on February 5, 2010, well in advance of the April 6, 2010 Initial
17 Case Management Conference. It is evident that the Parties’ positions on the scope of discovery
18 and, therefore, their ability to submit a realistic discovery plan and schedule, could be
19 substantially affected by the Court’s analysis and disposition of the County’s pending Motion to
20 Dismiss. The Parties now believe that the submission of their Rule 26(f) Report should be
21 deferred until the date of the submission of the CMC Statement, as is the usual practice, so that
22 the parties will have the benefit of the Court’s disposition of the County’s Motion to Dismiss.

23 5. Accordingly, the Parties stipulate and agree that they will file the Rule 26(f) report
24 in conjunction with the CMC Statement on or before March 30, 2010. The Parties have
25 scheduled additional meet and confer dates for March 17, 2010 and March 24, 2010 at 10:00 a.m.
26 to further address the Rule 26(f) Report and the CMC Statement.

1 Dated: February 3, 2010

Respectfully submitted,

LEWIS, FEINBERG, LEE,
RENAKER & JACKSON, P.C.

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ORDER

Pursuant to the foregoing stipulation, it is so ordered.

2/5/10

Dated: _____



HONORABLE CLAUDIA WILKEN
UNITED STATES DISTRICT COURT

1 I, Andrew Lah, am the ECF user whose identification and password are being used to file this
2 Stipulation to Extend Time to File Rule 26(f) Report; [Proposed] Order, on behalf of all Parties
3 pursuant to Civil Local Rule 7-11. I hereby attest that, pursuant to General Order 45, Section
4 XB, concurrence in the filing of this document has been obtained from each of the other
5 signatories herein.

6 Dated: February 3, 2010

7 By: /s/ Andrew Lah
8 Andrew Lah, Attorney
9 Lewis, Feinberg, Lee, Renaker & Jackson, P.C.

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