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10 Attorneys for Defendant  
 11 PENSKE TRUCK LEASING CO., L.P., erroneously sued as  
 12 PENSKE TRUCK LEASING CORPORATION

13 UNITED STATES DISTRICT COURT  
 14 NORTHERN DISTRICT OF CALIFORNIA

15 MICHAEL WELLS,  
 16 )  
 17 ) Plaintiff,  
 18 )  
 19 ) vs.  
 20 )  
 21 ) PENSKE TRUCK LEASING  
 22 ) CORPORATION; PENSKE TRUCK  
 23 ) LEASING, LLC; and DOES 1-25,  
 24 )  
 25 ) Defendants.  
 26 )

Case No: C-10-3926 CW (JL)

**STIPULATION AND JOINT REQUEST TO  
 EXTEND DEADLINES**

**Trial Date: October 3, 2011**

27 Defendant Penske Truck Leasing Co., L.P., erroneously sued as Penske Truck Leasing  
 28 Corporation, and Plaintiff Michael Wells, by and through their respective counsel, hereby  
 stipulate and request that the Court continue the discovery and related deadlines in this matter  
 by 25-45 days, as set forth fully herein. The parties wish to leave the current trial date of  
 October 3, 2011, the September 20, 2011 pre-trial conference, and all associated trial-related  
 filing deadlines, on calendar as scheduled.

Good cause exists for extending the discovery deadlines inasmuch as lead counsel for  
 Defendant is leaving Kelly, Hockel & Klein, P.C. and the parties have been unable to complete  
 necessary discovery due to the trial schedules of both Plaintiff's counsel and defense counsel.

1 This is the first request for a continuance of any dates in this matter. The current dates  
2 and proposed dates on calendar are as follows:

3 1. Non-Expert Discovery Cut-Off:

4 Current: May 16, 2011  
5 Proposed: June 30, 2011

6 2. Status Conference and Dispositive Motion:

7 Current: June 2, 2011  
8 Proposed: July 12, 2011

9 3. Expert Disclosures:

10 Current: July 5, 2011  
11 Proposed: August 2, 2011

12 4. Expert Discovery Cut-Off:

13 Current: August 5, 2011  
14 Proposed: August 23, 2011

15 DATED: April 15, 2011

KELLY, HOCKEL & KLEIN P.C.

17  
18 /S/

19 JONATHAN ALLAN KLEIN  
20 STACEY A. ZARTLER  
21 Attorneys for Defendant  
22 PENSKE TRUCK LEASING CO., L.P.

23 DATED: April 21, 2011

ROUDA, FEDER, TIETJEN & MCGUINN

24  
25 /S/

26 JUNE BASHANT  
27 Attorneys for Plaintiff  
28 MICHAEL WELLS

1 DATED: April \_\_\_, 2011

LAW OFFICE OF STEPHEN M. MURPHY

2  
3  
4 STEPHEN M. MURPHY  
Attorneys for Plaintiff  
5 MICHAEL WELLS

6  
7  
8 **ORDER**

9  
10 BASED ON THE FOREGOING, IT IS HEREBY ORDERED THAT THE  
11 FOLLOWING DEADLINES BE RESCHEDULED AS FOLLOWS:

- 12  
13 1. Non-Expert Discovery Cut-Off: June 30, 2011  
14 2. Further Case Management and Dispositive Motion Hearing: July 14, 2011  
15 The motion filing deadline will run back from the July 14 date.  
16 3. Expert Disclosures: August 2, 2011  
17 4. Expert Discovery Cut-Off: August 23, 2011

18  
19 ALL OTHER DATES WILL REMAIN ON CALENDAR AS SCHEDULED.

20  
21 DATED: \_ 4/22/2011

22   
The Honorable Claudia Wilken