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4 **ANDRADA & ASSOCIATES**
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15 UNITED STATES DISTRICT COURT
16 NORTHERN DISTRICT OF CALIFORNIA

17 STUART P. TITUS, CAROLINE TITUS,

18 Plaintiffs,

19 v.

20 HUMBOLDT COUNTY FAIR ASSOCIATION,
21 JEFF FARLEY, CINDY OLSEN, JOHN
BURGER, Does 1 through 10,

22 Defendants.

Case No.: 4:14-cv-01043-SBA

**JOINT STIPULATION AND
[PROPOSED] ORDER RE MEDIATION
PROCESS, MEDIATION COMPLETION
DATE AND NEXT CASE
MANAGEMENT CONFERENCE**

24 1. The parties hereto – plaintiffs Stuart and Caroline Titus and defendants Humboldt
25 County Fair Association (HCFA), John Burger, Jeff Farley and Cindy Olsen – join in this Stipulation
26 to request that the court allow them to move the date for completion of the mediation, and reschedule
27 the Case Management Conference to accommodate the schedules of the mediator and the parties.

28 2. Plaintiffs filed this lawsuit on March 6, 2014. A First Amended Complaint was filed

1 on April 24, 2014. The defendants answered on May 8, 2014.

2 3. The firm known as Foster Employment Law represented the defendants at that time.
3 There was a Rule 26 Disclosure by both sides. There was also an additional disclosure of documents
4 by both sides. Some interrogatories were also served by both sides.

5 4. The parties then agreed to mediate the case on or by December 19, 2014. Pursuant to
6 a stipulation of the parties, the court entered an order on September 2, 2014 to set December 19 as
7 the mediation completion date. The court also scheduled a Case Management Conference for
8 January 8, 2015.

9 5. The firm known as Andrada & Associates substituted into the case for the defendants
10 on or about October 8, 2014. As a practical matter, the substitution meant that the mediation
11 deadline needed to be extended.

12 6. The court appointed Mr. Robert Edwards to serve as mediator on October 15, 2014.

13 7. On December 8, pursuant to the parties' stipulation, the court entered an order to set
14 March 13, 2015 as the mediation completion date. The court scheduled a Case Management
15 Conference for March 26, 2015.

16 8. All concerned agreed to a mediation date of March 13, 2015. The mediation is
17 scheduled to proceed in Eureka.

18 9. The plaintiffs were deposed on January 29 and 30, 2015. The parties have engaged in
19 further extensive written discovery. A deposition of a percipient witness is scheduled for March 6,
20 2015.

21 10. Defendant HCFA is a member of a risk sharing pool managed by the California Fair
22 Services Authority (CFSA). CFSA is located in Sacramento. CFSA has assigned a claims
23 representative to the file. The claims representative is scheduled to undergo a significant out-patient
24 surgery on or about March 10, 2015. It will be difficult and painful for the claims representative to
25 make the five-six hour drive from Sacramento to Eureka on March 13. Medical complications could
26 develop during the trip which, as a practical matter, could jeopardize the success of the surgery and
27 the general health of the claims representative. There is no one available to substitute on behalf of
28 the claims representative. All concerned believe that her actual presence is important if the case is to

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be resolved.

11. Mr. Edwards has requested the parties reschedule the mediation date currently set for March 13, 2015, to accommodate the attendance of the claims representative.

12. The attorneys have met and conferred among themselves and with Mr. Edwards to select a new mediation date in light of the circumstances. The agreed upon date is March 27, 2015.

13. Accordingly, the parties respectfully request that: 1) the court revise the mediation completion date to March 27, 2015; and 2) the court continue the Case Management Conference presently set for March 26, 2015 to a date after March 27.

Dated: February 20, 2015

ANDRADA & ASSOCIATES

/s/ J. Randall Andrada

By _____

J. RANDALL ANDRADA
Attorneys for Defendants
HUMBOLDT COUNTY FAIR
ASSOCIATION, JEFF FARLEY, CINDY
OLSEN, and JOHN BURGER

Dated: February 20, 2015

/s/ Peter E. Martin


PETER E. MARTIN
Attorneys for Plaintiffs
STUART TITUS and CAROLINE TITUS

1 **[PROPOSED] ORDER AS MODIFIED**

2 Having considered the Stipulation of the parties, the Court orders that: (1) the mediation
3 completion date is reset to March 27, 2015; and (2) the Case Management Conference scheduled for
4 March 26, 2015 at 3:00 p.m. is CONTINUED to April 9, 2015 at 3:00 p.m. The parties shall meet
5 and confer prior to the conference and shall prepare a joint Case Management Statement which
6 shall be filed no later than seven (7) days prior to the Case Management Conference that complies
7 with the Standing Order for All Judges of the Northern District of California and the Standing Order
8 of this Court. Defendants shall be responsible for filing the statement as well as for arranging the
9 conference call. All parties shall be on line and shall call (510) 879-3550 at the above indicated date
10 and time.

11 IT IS SO ORDERED.

12 DATED: February 25, 2015



Judge Saundra Brown Armstrong
United States District Judge

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