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15 Attorneys for Plaintiff GARY RICHARD LAWMAN
 16 by and through his Guardian ad Litem Richard de Villiers

17 UNITED STATES DISTRICT COURT
 18 NORTHERN DISTRICT OF CALIFORNIA
 19 OAKLAND DIVISION

20 GARY RICHARD LAWMAN by and
 21 through his Guardian ad Litem Richard de
 22 Villiers,

23 Plaintiff,

24 v.

25 CITY AND COUNTY OF SAN
 26 FRANCISCO; PHILLIP M. GORDON;
 27 GLEN PAUL MINIOZA; BRIAN W.
 28 KNEUKER; CARLOS GUTIERREZ;
 CRAIG F. TOM; PATRICK F. PENE;
 JULIO C. PALENCIA; ANDREW N.
 BROWN; PAUL E. RAPICAVOLI;
 MATTHEW M. O'SHEA; MICHAEL
 HENNESSEY; GREG SUHR; ROEL L.
 LAPITAN; FRANK LATKO a.k.a.
 FRANZI LATKO; and DOES 1 through
 50, inclusive,

Defendants.

CASE NO. C15-01202-DMR

**JOINT PROPOSED CASE SCHEDULE
 AND ~~PROPOSED~~ ORDER (AS MODIFIED)**

Action Filed: December 31, 2013
 Removal: March 13, 2015
 Trial Date: June 6, 2016

1 The Parties, through their respective undersigned counsel, submit the following proposed
2 case schedule in order to supplement the schedule set forth in the minutes of the July 1, 2015
3 case management conference (Dkt. No. 17). The Parties seek a case management order in
4 accordance with the following:

5 1. The Parties agree to bifurcate liability and damages for purposes of discovery,
6 such that discovery related to damages will be stayed until January 4, 2016, or until the Court
7 rules on any motion for summary judgment regarding liability issues, whichever is sooner,
8 except as otherwise set forth below.

9 2. If a witness who has been deposed on issues related to liability is sought to be
10 deposed on issues related to damages, the parties agree to make such witness available, to the
11 extent possible, for such further deposition during the second phase of the case.

12 3. The Parties may begin serving interrogatories, requests for admission, requests for
13 production of documents, and subpoenas duces tecum related to damages on November 5, 2015.

14 4. Plaintiff agrees in principle to make himself available for one physical
15 examination, one mental examination, and one neuropsychological examination by defense-
16 retained doctors in January 2016, assuming the Court orders Plaintiff to attend such exams,
17 pursuant to Fed. R. Civ. Proc. 35, for good cause shown; however, Plaintiff expressly reserves
18 any and all rights to assert available objections, oppositions, qualifications, or limitations related
19 to the conduct of the examinations, including but not limited to the identity and qualification of
20 the examiner and scope, duration, and battery of tests given at any examination.

21 5. The last day to file a summary judgment motion on liability issues is November 5,
22 2015.

23 6. The last day for the hearing on a summary judgment motion on liability issues is
24 December 10, 2015.

25 7. The Parties request that the case be submitted to a settlement conference with a
26 magistrate judge the week of January 4, 2016, or after the Court rules on any motion for
27 summary judgment on liability issues, whichever is later.

28 8. Fact discovery to close February 26, 2016.

1 9. Expert witness disclosures must be served no later than March 8, 2016.

2 10. Expert discovery to close April 29, 2016.

3 Dated: July 22, 2015

LAW OFFICE OF JOSEPH S. MAY
and
BRENT, FIOL & PRATT, LLP

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6

/s/ Joseph S. May

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By: JOSEPH S. MAY, Attorneys for Plaintiff
GARY RICHARD LAWMAN

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Dated: July 22, 2015

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DENNIS J. HERRERA
City Attorney
CHERYL ADAMS
Chief Trial Deputy
JAMES F. HANNAWALT
Deputy City Attorney

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*/s/ James F. Hannawalt**

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By: _____

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JAMES F. HANNAWALT
Attorneys for Defendants

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*Pursuant to Civil Local Rule 5-1(i)(3), the filer of
this document attests that concurrence has been
obtained from each of the other Signatories to this
document.

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~~PROPOSED~~ ORDER (AS MODIFIED)

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Pursuant to the foregoing stipulation, it is hereby ordered:

22

1. The issues of liability and damages shall be bifurcated for purposes of discovery;
23 discovery related to damages will be stayed until January 4, 2016, or until the Court rules on any
24 motion for summary judgment regarding liability issues, whichever is sooner, except as
25 otherwise set forth below.

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1 2. If a witness who has been deposed on issues related to liability is sought to be
2 deposed on issues related to damages, the parties shall make such witness available, to the extent
3 possible, for such further deposition during the second phase of the case.

4 3. The Parties may begin serving interrogatories, requests for admission, requests for
5 production of documents, and subpoenas duces tecum related to damages on November 5, 2015.

6 4. Plaintiff shall make himself generally available for one physical examination, one
7 mental examination, and one neuropsychological examination by defense-retained doctors in
8 January 2016, assuming the Court orders Plaintiff to attend such exams, pursuant to Fed. R. Civ.
9 Proc. 35, for good cause shown; however, Plaintiff may assert available objections, oppositions,
10 qualifications, or limitations related to the conduct of the examinations, including but not limited
11 to the identity and qualification of the examiner and scope, duration, and battery of tests given at
12 any examination.

Matters re Nos. 5-10 are covered in the CMC & Pretrial Order. See CMC & Pretrial Order [Doc. 20].

13 ~~5. The last day to file any summary judgment motion on liability issues is November~~
14 ~~5, 2015.~~

15 ~~6. The last day for the hearing on any summary judgment motion on liability issues~~
16 ~~is December 10, 2015.~~

17 ~~7. The case shall be submitted to a settlement conference with a magistrate judge the~~
18 ~~week of January 4, 2016, or after the Court rules on any motion for summary judgment on~~
19 ~~liability issues, whichever is later.~~

20 ~~8. Fact discovery shall close February 26, 2016.~~

21 ~~9. Expert witness disclosures must be served no later than March 8, 2016.~~

22 ~~10. Expert discovery shall close April 29, 2016.~~

24 IT IS SO ORDERED.

26 Dated: 7/29/2015

