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8 UNITED STATES DISTRICT COURT  
 9 NORTHERN DISTRICT OF CALIFORNIA  
 10 OAKLAND DIVISION  
 11

12 CHRISTINA GEHERAN and CHRISTOPHER ) CASE NO. C 17-1383 KAW  
 GEHERAN, )

13 Plaintiffs, )

14 v. )

15 GOLDEN GATE NATIONAL RECREATION )  
 16 AREA, et al., )

17 Defendant. )

18 )  
 ) **STIPULATION TO SUBSTITUTE THE**  
 ) **UNITED STATES AS DEFENDANT, AND TO**  
 ) **EXTEND DATES IN CASE MANAGEMENT**  
 ) **SCHEDULING ORDER [~~PROPOSED~~] ORDER**  
 ) **AS MODIFIED**  
 ) Current Date: August 15, 2017  
 ) Proposed New Date: August 22, 2017  
 ) Time: 1:30 pm

19 **STIPULATION**

20 Plaintiff filed this action on March 14, 2017, naming the Golden Gate National Recreation Area  
 21 as Defendant. ECF 1. The United States is the only proper defendant in an action brought under the  
 22 Federal Tort Claims Act, 28 U.S.C. § 2679(a); *Kennedy v. U.S. Postal Service*, 145 F.3d 1077, 1078 (9th  
 23 Cir. 1998). Accordingly, the parties hereby stipulate to the substitution of the United States as defendant  
 24 in this matter.

25 In addition, undersigned counsel for the United States is not available on August 15, 2017, the  
 26 currently scheduled date for the case management conference. Accordingly, the parties hereby stipulate

27  
 28 <sup>1</sup> Although not named in the Complaint, the United States is the only proper defendant in an  
 action brought under the Federal Tort Claims Act, 28 U.S.C. § 2679(a).



1 **[PROPOSED] ORDER**

2 Pursuant to stipulation, IT IS SO ORDERED.

3 The United States is hereby substituted as Defendant in the place of the Golden Gate National  
4 Recreation Area.

5 The case management schedule is hereby extended to the following dates:

- 6 July 25, 2017: Last day to:
- 7 • Meet and confer re: initial disclosures, early settlement, ADR
  - 8 process selection, and discovery plan;
  - 9 • File ADR certification signed by parties and counsel;
  - 10 • File either Stipulation to ADR process or notice of need for ADR
  - 11 phone conference.

12 August 15, 2017: Last day to file Rule 26(f) Report, complete initial disclosures or state  
13 objection in Rule 26(f) Report and file Case Management Statement  
14 per Standing Order re Contents of Joint Case Management Statement.

15 September 12, 2017: INITIAL CASE MANAGEMENT CONFERENCE (CMC) at  
16 1:30 PM in:  
17 Courtroom 4, 3<sup>rd</sup> Floor  
18 Ronald Dellums Federal Building  
19 1301 Clay Street  
20 Oakland, California 94612

21 Dated: 6/26/17

22   
23 \_\_\_\_\_  
24 THE HONORABLE KANDIS A. WESTMORE  
25 United States Magistrate Judge  
26  
27  
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