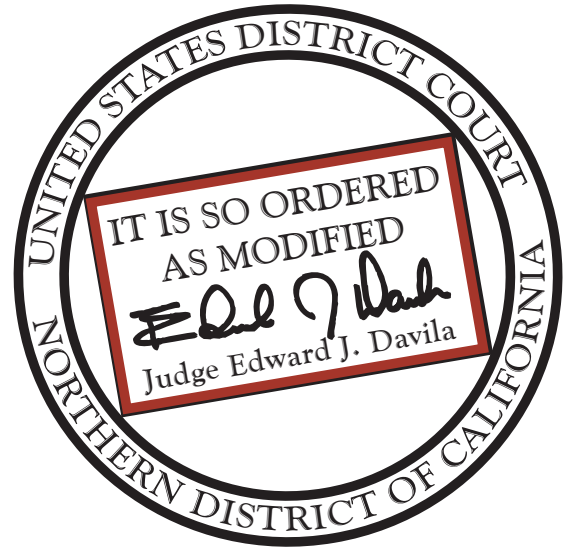


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13 **UNITED STATES DISTRICT COURT**
 14 **NORTHERN DISTRICT OF CALIFORNIA**

16 KATHY NAVARRO, an individual,
 17 Plaintiff,

18 v.

19 ARROW ELECTRONICS, INC., a New York
 20 corporation; and DOES 1-50, inclusive,
 21 Defendants.

Case No. C 10-03210 EJD

**STIPULATION TO EXTEND PRETRIAL
 DEADLINES AND [PROPOSED] ORDER**

22 Defendant Arrow Electronics, Inc. (“Arrow”) and Plaintiff Kathy Navarro (collectively
 23 referred to as “the Parties”) jointly state, stipulate and agree as follows:

24 (1) On June 23, 2011, the parties filed a stipulation requesting that the Court set certain
 25 discovery, dispositive motion hearing and pretrial conference deadlines. The dates requested by
 26 the parties in that stipulation were based on the fact that the parties were scheduled to have a full-
 27 day private mediation with Vivien Williamson on June 28, 2011.

1 (2) The parties completed the mediation with Ms. Williamson as scheduled on June 28,
2 2011. Although the parties did not resolve the case at the mediation, the parties have continued to
3 work with Ms. Williamson, via telephone exchanges, in an effort to resolve the matter. Although
4 no resolution has yet been reached, the parties are still working with Ms. Williamson in an effort to
5 reach a settlement.

6 (3) Due to these continued settlement discussions, the parties have put off engaging in
7 further discovery, to keep down costs and attorneys' fees in the event that they were able to reach a
8 settlement. Although the parties are still hopeful that they will be able to reach a resolution, they
9 also realize that it is necessary to re-commence discovery efforts, so that they will be able to
10 complete discovery without undue delay in the event that they are not able to resolve the case
11 through settlement.

12 (4) To that end, the parties have completed service of all contemplated written
13 discovery. However, Defendant is still awaiting responses from Plaintiff to last set of discovery
14 that was served. Therefore, although the parties do not require any additional time for service of
15 written discovery, Defendant may still need time to file a motion to compel based on Plaintiff's
16 outstanding discovery responses, in the event such a motion is necessary based on those discovery
17 responses.

18 (5) Moreover, the parties are currently working together to schedule the remaining
19 depositions to be conducted. Plaintiff has indicated that she intends to depose Jeff Heffernan, Lori
20 Walker, Faith Atkins, and Ada Hunt. Defendant has noticed the depositions of two of Plaintiff's
21 treating physicians, Dr. Robert Gould and Dr. Manika Kaushal. Except for Jeff Heffernan, all of
22 these outstanding depositions will be of witnesses who are not under the control of either party, as
23 they are of either (1) former employees of Defendant or (2) third party witnesses who have never
24 been under the control of either party. Moreover, as for Plaintiff's current or former treating
25 physicians, not only are they not under the control of either party, but they have also informed
26 Defendant that they have very limited availability to be deposed. Therefore, although the parties
27 are working diligently to schedule these depositions, the depositions will likely not be scheduled

1 and completed until the end of October, based on the unavailability of the deponents.

2 (6) Additionally, on August 15, 2011, Defendant called the Court to reserve a hearing
3 on its intended dispositive motion on October 28, 2011, in accordance with the existing scheduling
4 order. Defendant was informed at that time that the first available hearing date on the Court's
5 calendar for a dispositive motion is February 10, 2012. Defendant has now reserved that date, as
6 the first available date on the Court's calendar, for a hearing on its contemplated dispositive
7 motion.

8 (7) Finally, Aaron Roblan, who is the lead trial counsel and responsible attorney on this
9 matter for Defendant, has been effectively unable to work since early August due to a serious
10 medical condition. Mr. Roblan began experiencing debilitating pain in the beginning of August,
11 which resulted in numerous medical appointments throughout the first weeks of August and an
12 eventual admittance to the hospital on August 18th. Mr. Roblan was in the hospital for almost a full
13 week, and at this point it is unclear when he will be released to return to work.

14 In consideration of all of the foregoing, the Parties jointly request this Court issue an order
15 extending the deadlines set forth in the Court's June 28, 2011 Order, and establishing the following
16 deadlines:

17

18 Close of All Discovery	November 15, 2011
19 Date for Hearing Dispositive Motions 20 <i>(per Court's availability and reservation)</i>	February 10, 2012
21 Preliminary Pretrial Conference, if necessary	March 30, 2012
22 Preliminary Pretrial Conference Statements 23 (At least 10 days before conference)	March 16, 2012
24 Trial	The Court will set a trial 25 schedule at the Preliminary 26 Pretrial Conference

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DATED: August 29, 2011

OGLETREE, DEAKINS, NASH, SMOAK &
STEWART

By: /s/ Erica Rocush (for)
Aaron Roblan
Attorneys for Defendant
ARROW ELECTRONICS, INC.

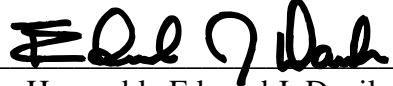
DATED: August 29, 2011

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EMANUEL

By: /s/ Gerald Emanuel
Gerald Emanuel
Attorneys for Plaintiff
KATHY NAVARRO

IT IS SO ORDERED AS MODIFIED.

Dated: September 2, , 2011


Honorable Edward J. Davila
United States District Judge

10839988.1 (OGLETREE)