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7 Attorneys for Defendant, Raymond LaHood,
 8 Secretary, United States Department of Transportation

9 UNITED STATES DISTRICT COURT
 10 NORTHERN DISTRICT OF CALIFORNIA
 11 SAN JOSE DIVISION

13 BOBBY SANDERS,)	Case No. CV 11-04391 EJD
14 Plaintiff,)	THIRD STIPULATION AND PROPOSED ORDER MODIFYING CASE SCHEDULE
15 v.)	
16 RAYMOND LAHOOD, SECRETARY,)	
17 UNITED STATES DEPARTMENT OF TRANSPORTATION,)	
18 Defendant.)	

19 _____
 20 On April 17, 2012, the Court issued a scheduling order for this case. On April 27, 2012,
 21 the Court referred the case to the Court’s mediation program. On May 16, 2012, the parties
 22 received a notice of appointment of a mediator. In July, having heard nothing from the court-
 23 appointed mediator, defendant’s counsel contacted the Court’s ADR office. After some
 24 discussion, it was determined that the ADR office would appoint a different mediator for the
 25 case. On August 2, 2012, the Court appointed William Murphy as mediator. The mediation with
 26 Mr. Murphy was scheduled to take place on October 15, 2012, then was rescheduled to
 27 November 9, 2012 to accommodate some out-of-state training that plaintiff was required to take
 28 relating to his current employment.

1 Upon stipulation of the parties, the Court has twice modified the scheduling order for this
2 case to accommodate the above issues.

3 Both parties have propounded and responded to written discovery, and defendant has
4 taken plaintiff's deposition. The parties participated in mediation on November 9, 2012.
5 Though the case has not yet settled, the parties, counsel, and the mediator are having continuing
6 discussions that may yet lead to settlement. Accordingly the parties HEREBY STIPULATE
7 AND REQUEST that the Court make the following modifications to the schedule so that the
8 parties may continue settlement talks prior to spending time and money on further discovery.

9 Event	Current Date	Proposed Date
10 Expert Disclosure	January 11, 2013	February 22, 2013
11 Fact discovery cutoff	January 31, 2013	March 14, 2013
12 Rebuttal Expert Disclosure	February 13, 2013	March 27, 2013
13 Expert Discovery Cutoff	March 15, 2013	April 26, 2013
14 Last Day to File Dispositive Motions	April 5, 2013	May 17, 2013
15 Joint Preliminary Pretrial Conf Stmt	April 22, 2013	June 3, 2013
16 Preliminary Pretrial Conference	May 3, 2013	June 14, 2013 at 11:00 AM

17 IT IS SO STIPULATED.

18 Respectfully submitted,
19 DATED: November 26, 2012 EMPLOYMENT RIGHTS ATTORNEYS
20 /s/ Richard Dean Schramm
21 _____
22 RICHARD DEAN SCHRAMM
23 Attorney for Plaintiff

24 DATED: November 26, 2012 MELINDA HAAG
25 United States Attorney
26 /s/ Claire T. Cormier
27 By: _____
28 CLAIRE T. CORMIER¹
Assistant United States Attorney

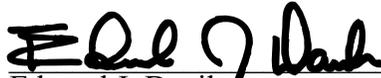
¹ I, Claire T. Cormier, hereby attest that I have been authorized to submit the electronic signatures indicated by a "conformed" signature (/s/) within this e-filed document.

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~~PROPOSED~~ ORDER

IT IS SO ORDERED.

DATED: November 27, 2012



Edward J. Davila
United States District Judge