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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 VAL DINARDO,

11 Plaintiff,

12 v.

13 WOW 1 DAY PAINTING LLC,

14 Defendant.

CASE NO. C16-1600JLR

ORDER REGARDING
STIPULATED MOTION TO
EXTEND DISCOVERY AND
DISCOVERY MOTION
DEADLINES

15 Before the court is the parties' stipulated motion to extend the discovery cutoff
16 and the deadline for filing discovery motions. (Stip. (Dkt. # 31).) The parties' only
17 justification for seeking these extensions is that they "are working to complete discovery
18 and counsel for the plaintiff have an unrelated trial conflict that is taking their attention."
19 (*Id.* at 1.)

20 The court's scheduling order states that the court will alter case schedule deadlines
21 "only upon good cause shown." (Sched. Ord. (Dkt. # 29) at 2.) The scheduling order
22 specifies that "failure to complete discovery within the time allowed is not recognized as

1 good cause.” (*Id.*) Further, in addition to counsel at Reid & Reige, PC, Plaintiff Val
2 Dinardo also has local counsel at Ryan, Swanson & Cleveland. (*See* Dkt.) The court has
3 every confidence that if Plaintiff’s counsel at Reid & Reige is preoccupied with another
4 case that is going to trial soon, Plaintiff’s local counsel at Ryan, Swanson & Cleveland is
5 fully capable of handling this litigation. Accordingly, the court finds that the parties have
6 failed to demonstrate good cause for any alteration to the case schedule.

7 Nevertheless, the court is not without some flexibility in accommodating the
8 parties’ request. The court will grant the parties’ stipulated motion so long as the parties
9 agree that henceforth they will bring any discovery motion in this litigation as a Local
10 Rule LCR 7(i) telephonic motion. *See* Local Rules W.D. Wash. LCR 7(i). In the event
11 that a conflict concerning discovery arises that the parties are unable to resolve without
12 the court’s intervention, the court will permit the parties to file simultaneous two-page
13 letters briefly describing the dispute. The court will then conduct a telephonic conference
14 pursuant to Local Rule LCR 7(i) and rule on the issue. *See id.* Assuming the parties
15 agree to this procedure, the court will grant the extension they request. Otherwise, the
16 court will deny their stipulated motion. The parties shall file a joint notice within two (2)

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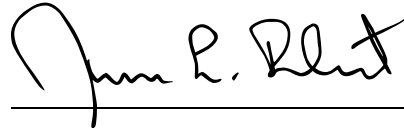
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1 days of the filing of this order indicating their agreement or lack of agreement to the
2 court's condition.

3 Dated this 10th day of October, 2017.

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6 JAMES L. ROBART
7 United States District Judge
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