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IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

ELTON MASON, an individual, dba  
WASHINGTON STATE TRUCKING, a sole  
proprietorship,

Plaintiffs,

vs.

WASHINGTON STATE, a state governmental  
entity, WASHINGTON STATE  
DEPARTMENT OF TRANSPORTATION, a  
political subdivision governmental entity,  
OFFICE OF MINORITY WOMEN  
BUSINESS ENTERPRISES, a subdivision  
governmental entity, SEATTLE TUNNEL  
PARTNERS, a Joint Venture Dragados, USA,  
and Tutor Perini Corporation,

Defendants.

Case No. 2:17-cv-00186-MJP

JOINT STIPULATION AND ORDER  
EXTENDING DEADLINES

1 **STIPULATION**

2 IT IS HEREBY STIPULATED by and between all counsel that, subject to Court approval,  
3 the following deadlines are extended as set forth below:

4 Defendants' deadline to respond to the Amended Complaint: January 5, 2018

5 FRCP 26(f) discovery conference: January 19, 2018

6 Exchange of initial disclosures by and between counsel: January 26, 2018

7 Filing of combined joint status report: January 26, 2018

8 The Court recently issued a ruling on Defendants' motions to dismiss Plaintiff's Amended  
9 Complaint. In its ruling, the Court granted the motions in part and denied them in part, allowing  
10 Plaintiffs' Title VI and state law retaliation claims against the STP Defendants to proceed, while  
11 dismissing the remainder of Plaintiffs' claims with prejudice. Counsel for all parties are now  
12 diligently working to prepare and exchange initial disclosures and draft a combined joint status report  
13 for the Court's review. Lead counsel for both parties, however, have been in trial, and the deadlines  
14 are currently set for the upcoming week. Ms. Eakes, lead counsel for the STP Defendants, is currently  
15 still in a lengthy, multi-week federal criminal trial in Tacoma that is expected to last into next week;  
16 similarly, Ms. Grant, lead counsel for Mr. Mason, recently concluded a trial. In addition, the parties  
17 are dealing with general unavailability over the holidays. Subject to Court approval, therefore, the  
18 parties have stipulated to a brief extension of the immediately approaching deadlines to allow counsel  
19 sufficient time to address and discuss all relevant discovery issues through conference,  
20 communication, and the drafting of a joint status report.

21 There is good cause for the parties' stipulation, as the Court's ruling on the motions to dismiss  
22 altered the scope of the litigation, and lead counsel have been engaged in lengthy trials. The parties  
23 do not anticipate the need for any further extensions of these deadlines, and they will be prepared to  
24 proceed with the case pursuant to the schedule set forth above.

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2 For the above reasons, and subject to Court approval, the parties hereby agree and stipulate to  
3 the proposed extension of deadlines.

4 IT IS SO STIPULATED.

5 DATED this 15th day of December, 2017.

6 CALFO EAKES & OSTROVSKY PLLC

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*Attorneys for Plaintiff Elton Mason*

1 **ORDER**

2 THIS MATTER having come before Court upon stipulation of counsel, and the Court having  
3 examined the records and being fully advised in the matter, now, therefore,

4 IT IS HEREBY ORDERED that the following deadlines are extended as set forth below:

5 Defendants' deadline to respond to the Amended Complaint: January 5, 2018

6 FRCP 26(f) discovery conference: January 19, 2018

7 Exchange of initial disclosures by and between counsel: January 26, 2018

8 Filing of combined joint status report: January 26, 2018

9 The Court does not anticipate any further extension of the above deadlines.

10 DATED this \_\_19th\_\_ day of December, 2017.

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16 Marsha J. Pechman  
17 United States District Judge

1 **CERTIFICATE OF SERVICE**

2 The undersigned hereby certifies that on December 15, 2017, I electronically filed the  
3 foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of  
4 such filing to all CM/ECF participants.

5 DATED this 15th day of December, 2017.

6  
7 s/ Erica Knerr

Erica Knerr