1 THE HONORABLE JAMES L. ROBART 2 3 4 5 6 7 8 IN THE UNITED STATES DISTRICT COURT 9 WESTERN DISTRICT OF WASHINGTON 10 MARJORIE OGILVIE, 11 Plaintiff, Case No.: 2:18-cv-00718-JLR v. 12 STIPULATION AND ORDER TO THRIFTY PAYLESS INC., a Washington **CONTINUE TRIAL** 13 Pennsylvania Corporation; and ASSA ABLOY Entrance Systems US Inc., a NOTED FOR CONSIDERATION: 14 Connecticut corporation, May 12, 2020 15 Defendants. 16 I. **STIPULATION** 17 COMES NOW DEFENDANT ASSA ABLOY ENTRANCE SYSTEMS US INC., through 18 their attorneys, R. Scott Fallon and Eden E. Goldman, PLAINTIFF MARJORIE OGILVIE, 19 through her attorney, Steven G. Phillips, and DEFENDANT THRIFTY PAYLESS INC. through 20 their attorneys John R. Barhoum and Jessica Lancaster stipulate and request to continue trial to the 21 end of the Court's trial calendar. 22 1. On May 5, 2020, the parties jointly filed a "Stipulation and Order to Adjust Minute 23 Order Setting Trial Dates and Related Dates." 2. On May 12, 2020, the Court denied the Motion, but stated "If the parties would like to 24 move their trial date to the end of the court's trial calendar, they may file a stipulation to so notify 25 the court. The parties should be aware that the court is presently setting trials in approximately the

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summer of 2021." (Document 45)

3. The parties are in agreement that they would like to move their current trial to the end of the Court's trial calendar. Accordingly, Defendants and Plaintiff request a continuance of the current trial and accompanying dates to the Court's earliest available date at the end of the trial calendar, with the understanding that this will be summer 2021. Given the Jewish High Holidays, the parties request the Court not assign a trial date during the first two weeks in September 2021. The parties are otherwise available.

STIPULATION DATED this 12th day of May, 2020.

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## I. ORDER

THIS MATTER having come before the Court on the stipulated motion of Defendants and Plaintiff to adjust the Minute Order Setting Trial Dates and Related Dates in this matter, the Court being fully appraised after reviewing the record and finding the motion to in the order, NOW THEREFORE

IT IS HEREBY ORDERED that the current trial date is continued to August 2, 2021. The Court will issue a new Scheduling Order accordingly.

SIGNED THIS 14th day of May, 2020.

JAMES L. ROBART United States District Judge

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**CERTIFICATE OF SERVICE** 1 I hereby certify that on May 12, 2020, I electronically filed the following document(s): 2 STIPULATION AND ORDER TO CONTINUE TRIAL 1. 3 with the Clerk of the Court using the CM/ECF system, which will send notification of such filing 4 to the following: 5 **Attorneys for Plaintiff:** 6 Steven G. Phillips 7 LAW OFFICES OF JAY CAREY 8 P.O. Box 190 420 North McLeod 9 Arlington, WA 98223 steve@jaycareylaw.com 10 **Attorneys for Defendant Thrifty PayLess Inc.:** 11 12 John R. Barhoum CHOCK BARHOUM LLP 13 121 sw Morrison Street, Suite 415 Portland, OR 97204 14 john.barhoum@chockbarhoum.com 15 16 17 Cheryl Erickson 18 **FALLON McKINLEY PLLC** 155 100<sup>th</sup> Street, Suite 401 19 Seattle, WA 98125 20 Tel: 206-682-7580 Fax: 206-682-3437 21 cheryl@fallonmckinley.com 22 23 24 25