

MAGISTRATE JUDGE ROBERT J. BRYAN

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

DANIEL BACON, an individual,

Plaintiff,

vs.

BLACK & DECKER (U.S.), INC, a foreign
corporation and d/b/a DE WALT
INDUSTRIAL TOOL CO, foreign corporation;
JOHN DOES 1 -5, unknown.

Defendant.

No. 3:09-CV-05683-RJB

STIPULATION TO CONTINUE
TRIAL AND PRE-TRIAL DATES
AND ORDER

(Clerk's Action Required)

WHEREAS the parties stipulate to continue trial and pre-trial dates because the plaintiff is still treating, is not fixed and stable, and is going to be undergoing two additional surgeries in the upcoming future for injuries sustained at the time of the accident; and

WHEREAS the parties are working together in good faith to address discovery issues as they arise; and

WHEREAS it has become evident that the parties' planned discovery will not be completed by the current discovery cut-off; and

WHEREAS the parties believe the discovery cut-off should be extended approximately three months and that the trial and other pre-trial dates should be continued accordingly;

Bacon v. Black & Decker (U.S.), Inc., et al.
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STIPULATION TO CONTINUE TRIAL AND PRE-
TRIAL DATES AND ORDER 1
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1 NOW THEREFORE IT IS HEREBY STIPULATED, by and between the parties hereto
2 through their respective counsel, that trial, the pre-trial conference, the settlement conference,
3 mediation, the deadline for filing dispositive motions, the expert and supplemental expert
4 disclosure deadlines and the discovery cut-off should all be extended approximately three
5 months.

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7 DATED: April 12, 2010

8 By: /s/ Terry E. Lumsden
9 Terry E. Lumsden, WSBA # 5254
10 Attorney for Plaintiff
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17
18 DATED: April 12, 2010

19 By: /s/ Duncan C. Turner
20 Duncan C. Turner, WSBA#20597
21 Attorney for Defendant
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Bacon v. Black & Decker (U.S.), Inc., et al.
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STIPULATION TO CONTINUE TRIAL AND PRE-
TRIAL DATES AND ORDER 2
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1 **ORDER**

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3 The parties having stipulated as hereinabove set forth and good cause appearing
4 therefore;

5 IT IS HEREBY ORDERED, that the scheduling order be amended.

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7 DATED: April 15th, 2010.

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10 ROBERT J. BRYAN
United States District Judge

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26 *Bacon v. Black & Decker (U.S.), Inc., et al.*
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STIPULATION TO CONTINUE TRIAL AND PRE-
TRIAL DATES AND ORDER 3
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