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10 **ETHAN BLANKENSHIP**

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18 Attorneys for Defendant
19 **ALASKA AIRLINES, INC.**

20 UNITED STATES DISTRICT COURT
21
22 EASTERN DISTRICT OF CALIFORNIA

23 ETHAN BLANKENSHIP,

24 Plaintiff,

25 vs.

26 ALASKA AIRLINES, INC., et al.,

27 Defendants.

Case No.: 2:09-CV-01377-JAM-GGH
JOINT APPLICATION FOR ORDER
EXTENDING TIME FOR FILING OF
DISPOSITIONAL PAPERS

Judge: The Hon. John A. Mendez

28 **I. INTRODUCTION**

The parties herein, Plaintiff ETHAN BLANKENSHIP and Defendant ALASKA AIRLINES, INC., hereby jointly apply to the Court for an Order extending the time for filing of dispositional papers from the current date of October 18, 2010 through November 19, 2010.

1 The Joint Application is made pursuant to the provisions of Federal Rule of Civil Procedure
2 (“FRCivP”), Rule 16 and Local Rules of the United States District Court, Eastern District of
3 California (“Civil L. R.”), Rule 160(b), and on the grounds the requested extension is necessary in
4 order to allow sufficient time for execution of a Release and Settlement Agreement by the parties,
5 and payment of the settlement amount to Plaintiff by Defendant.

6 **II. STATEMENT OF FACTS**

7 Trial herein is set for February 7, 2011.

8 On September 1, 2010, the parties and their counsel conduct a voluntary mediation with a
9 private mediator, at which time a settlement agreement was reached whereby Plaintiff ETHAN
10 BLANKENSHIP will dismiss the entire action against Defendant ALASKA AIRLINES, INC.,
11 upon payment of the agreed-upon settlement amount.

12 At the time the settlement agreement was reached, it was agreed that a formal document
13 setting forth the terms of the settlement would be prepared and executed by the parties. Defendant
14 represented that it would make reasonable efforts to secure payment of the settlement amount
15 within 30-60 days.

16 The Court’s Order setting October 18, 2010 as the date for filing dispositional documents
17 was entered September 27, 2010.

18 Defendant’s counsel has prepared a Release and Settlement Agreement and provided the
19 Agreement to Plaintiff’s counsel for execution by the Plaintiff. Upon receipt of the executed
20 Agreement, Defendant’s counsel will tender the settlement payment to Plaintiff’s counsel.

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III. REQUEST FOR EXTENSION

In order to allow sufficient time for execution of the Release and Settlement Agreement and tender of the settlement amount by Defendant, the parties respectfully request that the date for filing of the dispositional documents be extended to November 19, 2010, or such other date as the Court may determine.

Respectfully submitted,

Date: October ___, 2010

LAW OFFICES OF CHRISTOPHER E. GRELL

By: _____

RICHARD F. RESCHO
Attorneys for Plaintiff
ETHAN BLANKENSHIP

Date: October ___, 2010

CAULFIELD, DAVIES & DONAHUE, LLP

By: _____

MARY A. STEWART
Attorneys for Defendant
ALASKA AIRLINES, INC.

ORDER

Joint Application having been made by the parties herein, and good cause appearing therefor,

IT IS ORDERED that the date for filing of dispositional documents herein is extended through November 19, 2010.

IT IS SO ORDERED.

Date: October 12, 2010

/s/ John A. Mendez
THE HONORABLE JOHN A. MENDEZ
Judge of the United States District Court,
Eastern District of California