

1 Gregory J. Newmark (SBN: 190488)  
gnewmark@meyersnave.com  
2 Shiraz D. Tangri (SBN: 203037)  
stangri@meyersnave.com  
3 Adam J. Regele (SBN: 295235)  
aregele@meyersnave.com  
4 MEYERS, NAVE, RIBACK, SILVER & WILSON  
707 Wilshire Blvd., 24<sup>th</sup> Floor  
5 Los Angeles, California 90017  
Telephone: (213) 626-2906  
6 Facsimile: (213) 626-0215

7 Attorneys for Defendant CITY OF VACAVILLE

8 **UNITED STATES DISTRICT COURT**  
9 **EASTERN DISTRICT OF CALIFORNIA, SACRAMENTO DIVISION**

11 CALIFORNIA RIVER WATCH,  
12 Plaintiff,  
13 v.  
14 CITY OF VACAVILLE,  
15 Defendant.

Case No. 2:17-cv-00524-KJM-KJN

**JOINT STIPULATION AND ORDER  
TO CONTINUE TIME FOR INITIAL  
DISCLOSURES**

Judge: Hon. Kimberly J. Mueller  
Magistrate Judge: Hon. Kendall J. Newman

**[F.R.C.P. 26(a)(1)]**

Status Conference Date: June 16, 2017  
Status Conference Time: 10:00 a.m  
Courtroom: 3  
Trial Date: None Set

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20 **IT IS HEREBY STIPULATED BY AND BETWEEN ALL PARTIES AS**  
21 **FOLLOWS:**

22 Plaintiff California River Watch (“Plaintiff”), and Defendant the City of Vacaville (the  
23 “City”) (collectively, the “Parties”), by and through their respective counsel of record, hereby  
24 respectfully apply to this Court for an Order continuing the date for the Parties to exchange Initial  
25 Disclosures pursuant to Federal Rule of Civil Procedure (“FRCP”) 26(a)(1) until 45 days after  
26 service of notice of this Court’s ruling on the Motion to Dismiss.

27 WHEREAS, on May 12, 2017, the City filed a motion to dismiss all claims in this action  
28 pursuant to FRCP Rule 12(b)(6) (“Motion to Dismiss”);

1 WHEREAS, the Motion to Dismiss is scheduled for hearing on June 16, 2017;

2 WHEREAS, pursuant to the Court's Minute Order dated May 15, 2017, the initial pretrial  
3 scheduling conference in this action was advanced to June 16, 2017;

4 WHEREAS, the Parties met and conferred pursuant to FRCP Rule 26(f) on May 25, 2017,  
5 to consider the nature and basis of the claims and defenses, the possibilities for promptly settling  
6 or resolving the case; making or arranging for the disclosures required by FRCP Rule 26(a)(1),  
7 discussing any issues about preserving discoverable information, and developing a proposed  
8 discovery plan;

9 WHEREAS, the Parties' Initial Disclosures pursuant to FRCP Rule 26(a)(1) are currently  
10 due on June 8, 2017;

11 WHEREAS, the Parties have agreed that postponing Initial Disclosures till a date after this  
12 Court rules on the pending Motion to Dismiss would allow the Parties to avoid potentially  
13 unnecessary litigation costs;

14 NOW THEREFORE, IT IS HEREBY STIPULATED, between the Parties, subject to this  
15 Court's approval, that: the last date for the Parties to serve Initial Disclosures pursuant to FRCP  
16 Rule 26(a)(1), be continued until forty-five (45) days following service of notice of this Court's  
17 ruling on the Motion to Dismiss.

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**IT IS SO STIPULATED.**

LAW OFFICE OF DAVID J. WEINSOFF  
LAW OFFICE OF JACK SILVER

DATED: May 31, 2017

By:           /s/ David J. Weinsoff            
David J. Weinsoff  
Jack Silver  
Attorneys for Plaintiff  
CALIFORNIA RIVER WATCH

DATED: May 31, 2017

MEYERS, NAVE, RIBACK, SILVER & WILSON  
  
By:           /s/ Gregory J. Newmark            
Gregory J. Newmark  
Attorney for Defendant  
CITY OF VACAVILLE

**ORDER**

For good cause shown, the above Stipulation is adopted as follows:

The last date for the Parties to submit Initial Disclosures pursuant to FRCP Rule 26(a)(1) is hereby continued until forty-five (45) days after service of notice of the Court’s ruling on the City’s Motion to Dismiss.

**IT IS SO ORDERED.**

DATED: June 6, 2017.

  
UNITED STATES DISTRICT JUDGE