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IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA
SACRAMENTO DIVISION

RALPH COLEMAN, et al.

Plaintiffs,

v.

GAVIN NEWSOM, et al.,

Defendants.

Case No. 2:90-cv-00520 KJM DB P

**STIPULATION AND ORDER EXTENDING
DEADLINES FOR ADJUDICATING
PLAINTIFF-INTERVENOR CHRISTOPHER
LIPSEY'S CLAIM**

Judge: Hon. Kimberly Mueller
Action Filed: April 23, 1990

1 On June 3, 2021, the Court issued an order adopting the parties' proposed schedule to
2 adjudicate Plaintiff-Intervenor Christopher Lipsey's claim in intervention. *See* ECF No. 7191. Under
3 that schedule, fact discovery was to be completed by October 29, 2021. *Id.* ¶ 2. Other deadlines for
4 expert discovery and dispositive and *Daubert* motions followed from the fact discovery cutoff. *Id.* ¶
5 3.

6
7 Lipsey and Defendants have been actively engaged in discovery but need more time to
8 complete it. The magistrate judge granted in part Lipsey's motion to compel on September 10, 2021,
9 requiring time for the parties to negotiate the additional document productions contemplated by that
10 order and time for Defendants to review and produce documents accordingly. Additionally, while
11 Defendants had initially completed their production of documents not at issue in the motion to compel
12 on August 25, 2021, they recently discovered an error in the execution of search terms that
13 significantly expands the volume of documents to be reviewed and produced. Given these outstanding
14 tasks to complete document production, it is not feasible for Defendants to finish producing
15 documents, Lipsey to review the newly produced documents, and the parties to complete depositions
16 by October 29. The parties therefore request an extension of discovery deadlines.

17
18 **IT IS STIPULATED AS FOLLOWS:**

19 The parties jointly stipulate and request that the deadlines set forth in the June 3, 2021 order
20 be extended as follows:

- 21 1. Fact discovery shall be completed by December 16, 2021.
- 22 2. The parties shall disclose experts by January 14, 2022.
- 23 3. The parties shall disclose rebuttal experts by January 28, 2022.
- 24 4. All expert discovery shall be completed by February 11, 2022.
- 25 5. Dispositive and *Daubert* motions shall be filed by March 4, 2022 and shall be noticed for
26 hearing and briefing in accordance with the provisions of Local Rule 230.
27
28

6. If necessary, an evidentiary hearing will be set for a date in June or July 2022.

Dated: September 28, 2021

Respectfully submitted,

/s/ Kate Falkenstien

/s/ Elise Owens Thorn (as authorized on 9/28/21)

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IT IS SO ORDERED.

Dated: October 13, 2021.


CHIEF UNITED STATES DISTRICT JUDGE