

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
SAN ANTONIO DIVISION

JOANNA CASTRO,  
*PLAINTIFF*

V.

ALBERT SALINAS,  
*DEFENDANT*

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CIVIL NO. 5:18-CV-00312-DAE

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JOINT MOTION FOR LEAVE TO  
EXTEND SCHEDULING ORDER DEADLINES

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TO THE HONORABLE U.S. DISTRICT COURT:

COME NOW Defendant SALINAS, and Plaintiff JOANNA CASTRO and file this Joint Motion for Leave to Extend Scheduling Order Deadlines, as authorized by the Federal Rule of Civil Procedure 6(b) and in support of this Motion show the Court the following:

I.  
**Background**

1. Plaintiff filed her Original Complaint on April 26, 2018. [Dkt. 1].
2. Subsequent to Defendant Salinas filing a Motion to Dismiss [Dkt 3], Plaintiff filed an Amended Complaint. [Dkt.4].
3. On July 2, 2018, Defendant filed a Motion to Dismiss Plaintiff's Amended Complaint [Dkt. 5].
4. The parties held a Rule 26(f) conference and filed their Joint Report and Proposed Scheduling Order on July 27, 2018 [Dkt. 9]. The Scheduling Order was entered on August 2, 2018. [Dkt. 10].

5. On December 17, 2018, the Court issued its ruling, denying Defendant's Motion to Dismiss, without prejudice. [Dkt. 13].

6. On December 22, 2018, Plaintiff filed a Second Amended Complaint adding Defendants City of Olmos Park ("City") and Olmos Park Chief of Police, Rene Valenciano ("Valenciano"). [Dkt. 17]. On February 15, 2019, Defendants City and Valenciano filed their Motion to Dismiss Plaintiff's Second Amended Complaint. [Dkt 22]. Plaintiff filed her Response thereto on March 15, 2019. [Dkt 25]. Pursuant to an agreement between the parties and the Court's order extending Defendants' Reply deadline, Defendant filed his reply on April 3, 2019. [Dkt 30]. Pursuant to a Joint Motion to extend scheduling order deadlines, the Court extended scheduling order deadlines, pending the Court's ruling on Defendant's Motion. [Dkt. 29]. On June 5, 2019, the Court granted Defendants' Motion to Dismiss, thereby dismissing Rene Valenciano and the City of Olmos Park from this lawsuit. [Dkt. 32].

7. The parties have agreed to extend the following Scheduling Order deadlines, due to the fact that Plaintiff was supplementing her discovery responses. Defendant Salinas could not depose Plaintiff until her responses were received. The Parties will require additional time to conduct discovery, take depositions of key witnesses and prepare dispositive motions as follows:

- a. The deadline for the completion of all discovery is extended from July 31, 2019 to **September 14, 2019.**
- b. The deadline to file dispositive motions is extended from August 30, 2019 to **October 14, 2019.**

8. Currently, there is no trial setting. The parties assert that this motion is not for delay, but to ensure efficiency to see that justice is done.

**CERTIFICATE OF CONFERENCE**

9. The undersigned conferred with Plaintiff's counsel via email correspondence on July 12, 2019, conferring on the extension of Scheduling Order deadlines enumerated above. *See Exhibit A.*


WHEREFORE PREMISES CONSIDERED, the Parties pray this Court grant this Joint Motion for Leave to Extend Scheduling Order Deadlines and extend the deadlines as enumerated above, and for other relief to which the parties are justly entitled.

Signed this 16<sup>th</sup> day of July, 2019.

Respectfully submitted,

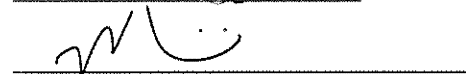
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