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16 Attorneys for Defendants

17 **UNITED STATES DISTRICT COURT**
 18 **CENTRAL DISTRICT OF CALIFORNIA**

19 DON HENLEY, MIKE CAMPBELL
 and DANNY KORTCHMAR,

20 Plaintiffs,

21 v.

22 CHARLES S. DEVORE and
 JUSTIN HART,

23 Defendants.

24 AND RELATED COUNTERCLAIMS
 25

Case No. SACV09-0481 JVS (RNBx)
 Hon. James V. Selna

**STIPULATION REGARDING
 EXPERT DISCOVERY
 DEADLINES AND EXTENSION
 OF PAGE LIMIT**

**[Filed Concurrently With Proposed
 Order]**

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1 WHEREAS, on July 28, 2009, the parties submitted their Joint Report
2 Pursuant to Fed. R. Civ. P. 26(f) (“Joint Report”), which provides, *inter alia*, that
3 the parties are to make their opening expert witness disclosures by January 25, 2010
4 and rebuttal expert witness disclosures by February 22, 2010;

5 WHEREAS, the Joint Report further provides that expert discovery will
6 conclude by March 22, 2010;

7 WHEREAS, on August 10, 2009, the Court held a scheduling conference
8 approving the parties’ proposed deadlines, as reflected in the August 10, 2009 Civil
9 Minutes (“Civil Minutes”);

10 WHEREAS, the Civil Minutes provide that rebuttal disclosures of experts
11 shall occur no later than February 22, 2010;

12 WHEREAS, the Civil Minutes provide that expert discovery shall end March
13 22, 2010;

14 WHEREAS, due to the geographic locations and availability of the various
15 expert witnesses and conflicting travel obligations of the parties’ counsel, the
16 parties seek to extend certain expert discovery deadlines without affecting any other
17 deadlines established by the Court;

18 WHEREAS, the Local Rule 11-6 of the Central District of California
19 provides that no memorandum of points and authorities shall exceed 25 pages in
20 length;

21 WHEREAS, the parties believe it will be difficult to address all necessary
22 issues if their opening memoranda of points and authorities in support of a motion
23 for summary judgment or partial summary judgment are limited to 25 pages; and

24 WHEREAS, the parties wish to modify the schedule for expert discovery and
25 increase the number of pages permissible for opening memoranda of points and
26 authorities in support of any motion for summary judgment or partial summary
27 judgment;
28

1 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED by
2 the parties through their undersigned counsel of record, subject to the Court's
3 confirmation, that:

4 1. Expert discovery shall proceed as follows:

5 (a) The parties shall exchange any rebuttal expert witness
6 disclosures, if any, along with all nonpublic materials relied upon by rebuttal
7 experts that are not part of the record in this action, no later than February 26,
8 2010;

9 (b) Expert discovery shall be concluded no later than April 2, 2010;

10 2. The page limit for opening memoranda of points and authorities in
11 support of any motion for summary judgment or partial summary judgment shall be
12 extended from 25 pages to 35 pages.

13 3. No other deadlines in this action will be altered by this stipulation.

14 Dated: February 12, 2010

MORRISON & FOERSTER LLP
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17 By: /s/ Jacqueline C. Charlesworth
18 Jacqueline C. Charlesworth

19 Attorneys for Plaintiffs
DON HENLEY, MIKE CAMPBELL and
20 DANNY KORTCHMAR

21 Dated: February 12, 2010

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