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 5 Attorneys for Defendant
DAPCO INDUSTRIES

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 8 UNITED STATES DISTRICT COURT FOR THE
 9 EASTERN DISTRICT OF CALIFORNIA

10 ALICE HOLMES and VERNON HOLMES) Case No. 1:06-cv-01527-SMS
 11)
 Plaintiffs,)
 12) **AMENDED STIPULATION TO CHANGE**
 vs.) **DEFENDANT DAPCO INDUSTRIES’**
) **EXPERT DISCLOSURE DATE**
 13 HOME DEPOT USA, INC.; MTD)
 14 PRODUCTS, INC.; BRIGGS & STRATTON) **ORDER**
 CORPORATION; WALBRO)
 15 CORPORATION, and DOES 1 through 50,)
 inclusive,)
 16)
 Defendants.)
 17)

18 This Stipulation is entered into by and between plaintiffs ALICE HOLMES and
 19 VERNON HOLMES and defendants DAPCO INDUSTRIES (“DAPCO”); MTD CONSUMER
 20 GROUP, INC.; BRIGGS & STRATTON CORPORATION; and WALBRO ENGINE
 21 MANAGEMENT LLC (sued herein as Walbro Corporation) (collectively referred to as
 22 “Parties”). The Court previously set Defendants’ expert disclosure deadline for 4/24/09 as per a
 23 Minute Order of 3/4/09. The Parties have conferred and in light of the pending Motion to
 24 Dismiss and Motion for Leave to Amend have agreed to extend the date of defendant DAPCO
 INDUSTRIES’ expert disclosure for thirty (30) days.

1 1. This Stipulation is necessary because due to the pending motion to dismiss
2 defendant DAPCO's expert has not completed his analysis and expert report,
3 which is required for the expert disclosure. DAPCO's counsel anticipated that
4 DAPCO would be dismissed from this case prior to the need to retain an expert.
5 Therefore, DAPCO only recently retained an expert and this expert will require
6 additional time to complete his analysis and report. In order for DAPCO
7 Industries to have a meaningful exchange of experts, DAPCO will need an
8 additional thirty (30) days to disclose its expert witnesses. This extension does
9 not affect the other dates set forth in the Court's Scheduling Order.

10 This Stipulation may be signed by the attorneys in counterpart, and with electronic,
11 original, photocopy or facsimile signatures.

12
13 DATED: 4/22/09

GURNEE & DANIELS LLP

14 By: /s/ Toby M. Magarian
15 STEVEN H. GURNEE
16 TOBY M. MAGARIAN
17 Attorneys for Defendant
18 DAPCO Industries

19 DATED: 4/22/09

OREN & PABOOJIAN

20 By: /s/ Warren R. Paboojian
21 WARREN R. PABOOJIAN,
22 Attorney for Plaintiffs Alice Holmes
23 & Vernon Holmes

24 DATED: 4/22/09

PANISH SHEA & O'BOYLE

25 By: /s/ Brian Panish

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BRIAN PANISH,
Attorney for Plaintiff Alice Holmes

DATED: 4/22/09

HALL LAW CORPORATION

By: /s/ Larry C. Hall
LARRY C. HALL,
Attorney for Plaintiff Alice Holmes

DATED: 4/22/09

PORTER SCOTT WEIBERG, et. al.

By: /s/ Anthony S. Warburg
ANTHONY S. WARBURG,
Attorney for Defendants MTD
Consumer Group, Inc.

DATED: 4/22/09

DRYDEN, MARGOLES, SCHIMANECK
& WETZ

By: /s/ Lawrence Margoles
LAWRENCE MARGOLES,
Attorney for Defendant Briggs &
Stratton Corporation

DATED: 4/22/09

McCORMICK, BARSTOW, SHEPPARD,
WAYTE & CARRUTH

By: /s/ Mark B. Busick
MARK B. BUSICK,
Attorney for Defendant, Walbro
Corp.

IT IS SO ORDERED.

DATED: 4/27/2009

/s/ Sandra M. Snyder
UNITED STATES MAGISTRATE JUDGE.