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12	UNITED STATES DISTRICT COURT				
13	EASTERN DISTRICT OF CALIFORNIA				
14					
15					
16	KEVIN R. VAN HORN,) Case No. 1:09-cv-01040-OWW-GSA			
17 18	Plaintiff,	 STIPULATION AND ORDER TO CONTINUE TRIAL AND OTHER RELATED DATE BY 90-DAYS 			
	V.)			
19	THE GLIDDEN COMPANY, a Delaware corporation, and DOES 1-20,) Trial Date: September 28, 2010			
20	Defendants.				
21)			
22		_)			
23	The parties to the above-captioned matter hereby request and stipulate to a continuance of				
24	the trial date in this case. Good cause exists	s for the continuance requested by the parties as set			
25	forth below:				
26	TOTAL OCIOW.				
27					
28		TOTAL AND OTHER RELATED BATTE			
	T STIPULATION TO CONTINUE	TRIAL AND OTHER RELATED DATES			

Case No. 1:09-cv-01040-OWW-GSA

1	1.	1. The current trial date is September 28, 2010.		
2	2. The parties are actively engaged in settlement negotiations. The parties desire			
3	additional time to attempt to informally negotiate a settlement in advance of a mediation, which			
4	is currently set for April 14.			
5	3.	A continuance of the trial and other related dates by 90-days or more will allow		
6	the parties to	rties to further engage in settlement negotiations, and conduct mediation, prior to engaging		
7	in substantial additional discovery that is costly. This will allow the parties to direct resources			
8	toward mediation, instead of expert discovery.			
9	4. The parties request a 90-day extension of all pre-trial dates and the trial date. The			
10	parties tentatively propose the following schedule, subject to the court's availability:			
11		Expert Disclosure:	July 14, 2010	
12		Rebuttal/Supplemental Expert Disclosures:	August 12, 2010	
13		Expert Disclosures:	August 12, 2010	
14		Discovery cut-off:	August 30, 2010	
15		Non-dispositive motion:	September 13, 2010	
16		Dispositive motion:	September 29, 2010	
17		Settlement Conference:	September 15, 2010	
18		Pretrial Conference:	November 29, 2010	
19		Trial Date:	January 17, 2011	
20	5.	5. None of the parties will suffer any hardship as a result of the requested		
21	continuance.			
22	DATED: Ma	rch 26, 2010	SEYFARTH SHAW LLP	
23				
24				
25			By: /s/ Laura J. Maechtlen	
26			Attorneys for Defendant AKZO NOBEL PAINTS LLC.	
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1	DATED: March 26, 2010	W.J. SMITH & ASSOCIATES	
2			
3		Byr /c/	
4		By:/s/ Shelley G. Bryant Attorneys for Plaintiff	
5	KEVIN R. VAN HORN.		
6	<u>ORDER</u>		
7	Having considered the parties Stipulation and Proposed Order to Continue Trial and		
8	Other Related Dates, the Court adopts the dates set forth in the Stipulation as follows:		
9			
10	Expert Disclosure:	July 14, 2010	
11	Rebuttal/Supplemental Expert Disclosures:	August 12, 2010	
12	Discovery cut-off:	August 30, 2010	
13	Non-dispositive motion:	September 13, 2010	
14	Dispositive motion:	September 29, 2010	
15	Settlement Conference:	September 15, 2010	
16	Pretrial Conference:	November 29, 2010, 11:00 a.m., Ctrm. 3	
17	Trial Date:	January 18, 2011, 8:30 a.m., Ctrm. 3	
18			
19	IT IS SO ORDERED.		
20	DATED: <u>March 30, 2010</u>	/s/ Oliver W. Wanger	
21	March 50, 2010	UNITED STATES DISTRICT JUDGE	
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