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 13 EXXONMOBIL OIL CORPORATION

14 UNITED STATES DISTRICT COURT
 15 EASTERN DISTRICT OF CALIFORNIA

16 EXXONMOBIL OIL CORPORATION,
 17
 18 Plaintiff,
 19 v.
 20 NICOLETTI OIL, INC. *et al.*,
 21
 22 Defendants.

No. 1:09-cv-01498-AWI-DLB

**STIPULATION AND ORDER
 CONTINUING EXPERT
 DISCOVERY SCHEDULE**

Judge: Hon. Anthony W. Ishii
 Third Am. Compl. Filed: Oct. 8, 2010
 Trial Date: Nov. 14, 2012

23 WHEREAS, on December 13, 2010, the Court entered a Scheduling Conference
 24 Order in this proceeding which, among other things, ordered the parties to complete all
 25 discovery, including experts, on or before May 1, 2012 and scheduled a settlement conference
 26 for May 17, 2012 at 10:00 a.m. in Courtroom 9 before the Honorable Dennis L. Beck, United
 27 States Magistrate Judge;

28 WHEREAS, on January 9, 2012, the Court entered an Order extending the date
 for completion of all discovery, including experts, to May 8, 2012; and

WHEREAS, the parties have agreed to conduct a mediation in this matter on
 May 10-11, 2012 before Timothy Gallagher, Esq. and to postpone expert depositions until after
 the mediation;

No. 1:09-cv-01498-AWI-DLB

STIPULATION AND ORDER CONTINUING EXPERT DISCOVERY SCHEDULE

1 THEREFORE, IT IS HEREBY STIPULATED AND AGREED that:

2 1. The deadline for completion of all discovery, including experts, should be
3 extended to June 29, 2012; and

4 2. The settlement conference should be rescheduled to July 19, 2012 or such
5 other date as is convenient for the Court.

6 DATED: March 30, 2012

BINGHAM MCCUTCHEN LLP

7
8 By: /s/ Berj K. Parseghian

9 Berj K. Parseghian
10 Attorneys for Plaintiff
ExxonMobil Oil Corporation

11 TATRO TEKOSKY SADWICK LLP

12 By: /s/ Steven R. Tekosky (as authorized
13 on March 28, 2012)

14 Steven R. Tekosky
15 Attorney for Defendants
Nicoletti Oil, Inc., Dino J. Nicoletti, and John A
Nicoletti

16 ORDER

- 17 1. The deadline for completion of all discovery, including experts, is extended to
18 June 29, 2012; and
19 2. The settlement conference is continued to August 1, 2012 at 10:00am

20
21 **IT IS SO ORDERED.**

22
23 DATED: April 4, 2012

/s/ Dennis L. Bek

24 UNITED STATES MAGISTRATE JUDGE