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 THE SHERWIN-WILLIAMS COMPANY

11
 12 **UNITED STATES DISTRICT COURT**
 13 **EASTERN DISTRICT OF CALIFORNIA**
 14

15 WECO SUPPLY COMPANY, INC., a)
 California corporation,)
 16 Plaintiff,)

CASE NO. 1:10-CV-00171-AWI-BAM
 The Hon. Anthony W. Ishii
 Courtroom 3

17 v.

18 THE SHERWIN-WILLIAMS)
 COMPANY, an unknown business)
 19 entity, and DOES 1 through 10,)
 20 inclusive,)
 21 Defendant.)

**STIPULATED AMENDMENT TO
 SCHEDULING CONFERENCE
 ORDER; ORDER**

22 AND RELATED CROSS-ACTION
 23

24
 25 Plaintiff WECO SUPPLY COMPANY, INC. and Defendant THE
 26 SHERWIN-WILLIAMS COMPANY, by and through their counsel of record, hereby
 27 stipulate and agree, and respectfully request, that the current Scheduling Order be
 28 amended as follows:

**LEWIS
 BRISBOIS**

1 The parties have encountered delays in conducting discovery, first with
2 respect to obtaining a necessary protective order for production of Plaintiff's
3 financial records, and secondly, delays in the production of the records themselves.

4 The parties now believe they have sufficient documents to proceed with
5 depositions, and anticipate a prompt conclusion to the remaining discovery of
6 percipient witnesses to be conducted, and respectfully request the following revisions
7 on that basis:

<u>EVENT</u>	<u>CURRENT DATE</u>	<u>NEW DATE</u>
Discovery Cut-Off:	September 30, 2011	January 15, 2012
Non-Dispositive Motion Filing Deadline:	October 10, 2011	January 31, 2012
Non-Dispositive Motion Hearing Date:	November 7, 2011	February 27, 2012
Dispositive Motion Filing Deadline:	October 21, 2011	March 28, 2012
Dispositive Motion Hearing Date:	November 18, 2011	April 27, 2012
Settlement Conference Date:	December 13, 2011	May 4, 2012
Pre-Trial Conference Date:	January 9, 2012	May 25, 2012
New Trial Date:	February 6, 2012	July 2, 2012

20 Dated: October 14, 2011

JONES HELSLEY, PC

22 By: /s/ Scott D. Laird
Scott D. Laird
Attorneys for Plaintiff
WECO SUPPLY COMPANY, INC.

25 Dated: October 14, 2011

LEWIS BRISBOIS BISGAARD & SMITH, LLP

26 By: /s/ Joseph C. Owens
Joseph C. Owens
Attorneys for Defendant
THE SHERWIN-WILLIAMS COMPANY

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ORDER

New Discovery Cut-Off: January 15, 2012
New Non-Dispositive Motion Filing Deadline: January 31, 2012
New Non-Dispositive Motion Hearing Date: February 24, 2012
New Dispositive Motion Filing Deadline: March 28, 2012
New Dispositive Motion Hearing Date: April 30, 2012

New Settlement Conference Date: May 3, 2012 at 9:30am
Judge McAuliffe
New Pre-Trial Conference Date: May 25, 2012 at
8:30am Judge Ishii
New Trial Date: July 9, 2012 at 8:30 am
Judge Ishii

IT IS SO ORDERED.

Dated: October 18, 2011

/s/ Barbara A. McAuliffe
UNITED STATES MAGISTRATE JUDGE