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6 Attorneys for Defendants DLUBAK GLASS  
COMPANY, INC. and DAVID A. DLUBAK and  
7 Counterclaimant DLUBAK GLASS COMPANY, INC.

8 UNITED STATES DISTRICT COURT  
9 EASTERN DISTRICT OF CALIFORNIA

11 ELECTRONIC RECYCLERS  
INTERNATIONAL, INC., a Delaware  
12 Corporation, and ELECTRONIC  
RECYCLERS OF AMERICA LLC, a  
13 California Limited Liability Company,

14 Plaintiffs,

15 v.

16 DLUBAK GLASS COMPANY, INC., a  
Pennsylvania Corporation, DAVID A.  
17 DLUBAK, an individual, and DOES 1  
through 25, inclusive,,

18 Defendants.

19  
20 DLUBAK GLASS COMPANY, INC. a  
Pennsylvania Corporation,

21 Counterclaimant

22 ELECTRONIC RECYCLERS  
INTERNATIONAL, INC., a Delaware  
23 Corporation

24 Counterdefendant  
25  
26  
27  
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Case No. 1:10-CV-00760-LJO-GSA

**ORDER RE STIPULATION EXTENDING  
DATES IN SCHEDULING CONFERENCE  
ORDER FOR INITIAL AND  
SUPPLEMENTAL DISCLOSURES OF  
EXPERT WITNESSES**

Trial Date: October 31, 2011

1 The parties to this action, through their attorneys of record, hereby recite and stipulate as  
2 follows:

3 1. This action was removed to this Court on or about April 29, 2010.

4 2. On or about July 23, 2010, this Court entered its scheduling conference order for  
5 this case. The order has never been amended to date. The order sets a trial date of October 31,  
6 2011.

7 3. The parties have been diligently pursuing discovery in the past several months.  
8 Various document production issues have arisen between the parties, and with non-party entities,  
9 that have made it impracticable for expert witnesses to prepare necessary reports by the current  
10 initial expert disclosure of March 14, 2011. The accompanying declaration of Timothy J.  
11 Buchanan sets out these facts.

12 4. Moving the initial and supplemental expert disclosure deadlines by roughly thirty  
13 (30) days will not require movement of any further dates in this action. All other dates can be  
14 accommodated with this proposed move.

15 5. Accordingly, for the above cause, the parties hereby stipulate that the initial expert  
16 witness disclosure date of March 14, 2011, shall be extended to April 15, 2011. The  
17 supplemental expert disclosure deadline shall be moved from April 1, 2011, to May 1, 2011.

18 6. As noted above, this movement will not affect any other dates in this action. The  
19 previously scheduled deadline for completion of expert depositions, June 1, 2011, remains  
20 workable and is maintained without alteration by this stipulation.

21 7. This stipulation is submitted solely to accommodate the parties' legitimate  
22 discovery needs in this case and their need to prepare this case properly for trial. It is not  
23 presented for any purpose of delay or other improper objective.

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1 Dated: February 23, 2011

McCORMICK, BARSTOW, SHEPPARD,  
WAYTE & CARRUTH LLP

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3  
4 By: /s/ Timothy J. Buchanan  
Timothy J. Buchanan  
Mandy L. Jeffcoach  
5 Attorneys for Defendants  
DLUBAK GLASS COMPANY, INC. and  
6 DAVID A. DLUBAK and Counter  
Claimant DLUBAK GLASS COMPANY,  
7 INC.

8 Dated: February 23, 2011

DOWLING, AARON & KEELER, INC.

9  
10  
11 By: /s/ Donald R. Fishbach  
Donald R. Fishbach  
12 Attorneys for Plaintiffs  
ELECTRONIC RECYCLERS  
INTERNATIONAL INC., and  
13 ELECTRONIC RECYCLERS OF  
AMERICA, LLC

14  
15 **ORDER**

16 Based upon the above stipulation and the accompanying declaration of Timothy J.  
17 Buchanan, and good cause appearing, the Court HEREBY ORDERS that the Scheduling  
18 Conference Order shall be amended as follows: in section 4 of the Order, the initial expert  
19 witness disclosure date shall be moved to **April 15, 2011**, and the supplemental expert disclosure  
20 date shall be moved to **May 1, 2011**. All other provisions of the Order are in full force and effect.

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22  
23 IT IS SO ORDERED.

24 Dated: **February 24, 2011**

**/s/ Gary S. Austin**  
UNITED STATES MAGISTRATE JUDGE