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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA,
(SACRAMENTO DIVISION)

<p>CYTOSPORT, INC., a California corporation, Plaintiff, v. VITAL PHARMACEUTICALS, INC., a Florida Corporation, Defendant.</p>	<p>ORDER GRANTING STIPULATION MODIFYING PRETRIAL DATES</p> <p>Case No.: 2:08-CV-02632-FCD-GGH</p>
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1 The Court, having reviewed the stipulation of the parties, and good cause appearing,
2 ORDERS as follows:

3 1. VPX shall complete its supplemental document production by no later than April 15,
4 2011.

5 2. If a good faith dispute exists following April 15, 2011, regarding whether VPX has
6 completed its supplemental document production, CytoSport may file an appropriate motion without
7 the necessity of further meeting and conferring with VPX and without the Joint Statement normally
8 required by Local Rule 251(c). CytoSport may bring the motion for hearing on fourteen (14)
9 calendar days notice. VPX shall file a response thereto not later than seven calendar (7) days before
10 the hearing date. CytoSport may file and serve a reply thereto not less than two (2) court days before
11 the hearing date.

12 3. The parties shall meet and confer no later than May 6, 2011 to establish a deposition
13 schedule to the extent feasible. The parties shall work in good faith to schedule all depositions
14 previously noticed or requested by either party for mutually agreeable dates in May, June, or July
15 2011 (subject to any objections). Nothing in this stipulation shall limit the ability of any party to
16 notice additional depositions following the above-referenced meet-and-confer conference, and the
17 parties agree to meet and confer in good faith to schedule any such additional depositions (subject to
18 any objections). No party shall notice any depositions (whether previously noticed or requested or
19 not previously noticed or requested) until the above meet-and-confer conference has occurred.

20 4. The existing pretrial deadlines shall be modified as follows:

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<u>Event</u>	<u>Current Date</u>	<u>New Date</u>
22 Disclosure of Identity of Experts (provide 23 name and short statement of expected 24 testimony of experts other than rebuttal 25 experts)	2/15/11	7/22/11
26 Disclosure of Rule 26(a)(2)(B) Initial 27 Reports	2/22/11	7/29/11
28 Disclosure of Rebuttal Expert Reports	3/29/11	9/9/11

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Expert Discovery Cut-Off	4/15/11	9/30/11
Discovery Cut-Off	4/15/11	9/30/11
Dispositive Motion Hearing Cut-Off	5/27/11	11/18/11
Final Pretrial Conference	7/22/11 at 2:00 p.m.	1/13/12 at 1:30 p.m.
Trial	9/27/11 at 9:00 a.m.	3/13/12 at 9:00 a.m.

IT IS SO ORDERED.

DATED: February 14, 2011



FRANK C. DAMRELL, JR.
UNITED STATES DISTRICT JUDGE