

1 MARY-OLGA LOVETT, admitted *pro hac vice*
 2 lovettm@gtlaw.com
 3 STEPHEN E. PAFFRATH, SBN 195932
 4 paffraths@gtlaw.com
 5 GREENBERG TRAUIG, LLP
 6 1201 K Street, Suite 1100
 7 Sacramento, CA 95814
 8 Telephone: (916) 442-1111
 9 Facsimile: (916) 448-1709

MCGREGOR W. SCOTT, SBN 142413
 Mcgregor.scott@orrick.com
 NORMAN C. HILE, SBN 57299
 nhile@orrick.com
 ORRICK, HERRINGTON & SUTCLIFFE LLP
 400 Capitol Mall, Suite 3000
 Sacramento, CA 95814
 Telephone: (916) 447-9200
 Facsimile: (916) 329-4900

6 Attorneys for Plaintiff and Counter-Defendant,
 7 Patriot Rail Corp. and Cross-Defendant
 8 Patriot Rail, LLC

Attorneys for Defendant and Counterclaimant
 Sierra Railroad Company

8 UNITED STATES DISTRICT COURT
 9 EASTERN DISTRICT OF CALIFORNIA
 10 SACRAMENTO DIVISION

12 PATRIOT RAIL CORP., a Delaware
 13 corporation,
 14 Plaintiff,
 15 v.
 16 SIERRA RAILROAD COMPANY, a
 17 California corporation,
 18 Defendant.

Case No. 2:09-cv-00009-TLN-AC

**STIPULATION AND ORDER FOR
 POST-VERDICT BRIEFING AND
 HEARING SCHEDULE**

Trial:
 Date: March 10, 2014
 Time: 9:00 a.m.
 Dept: Courtroom 2
 Judge: Troy L. Nunley

18 And Related Counterclaim
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STIPULATION

Pursuant to the Court’s May 9, 2014 Minute Order [ECF 492], Plaintiff and Counter-Defendant Patriot Rail Corp. (Patriot Rail Company LLC) and Cross-Defendant Patriot Rail, LLC (collectively, “Patriot”) and Defendant and Counterclaimant Sierra Railroad Company (“Sierra”) (collectively, the “Parties”) have met and conferred and agreed to a proposed briefing and hearing schedule with respect to Sierra’s Claim for Exemplary Damages under Civil Code Section 3426.3, Sierra’s Unfair Competition Claim, and Sierra’s claim for prejudgment interest. Each side may present opening briefs on any related motions they intend to bring, with oppositions and replies, as follows:

Deadline to file opening briefs:	June 4, 2014
Deadline to file opposition briefs:	June 25, 2014
Deadline to file reply briefs:	July 2, 2014
Hearing date:	July 9, 2014 at 9:00 a.m.

The Parties, by stipulating to this schedule, do not waive any objections they have as to evidence, the appropriateness of resolution by briefing, or substantive arguments. This includes, but is not limited to, Patriot’s objection to the introduction of any additional evidence by motion (which Sierra has stated it intends to present with respect to its Civil Code section 3426.3 claim).

Nothing in this stipulation prevents any party from bringing any other motions, such as pre- or post-judgment motions that they may otherwise bring, at a later or different time.

Respectfully submitted,

Dated: May 16, 2014

MARY-OLGA LOVETT
STEPHEN E. PAFFRATH
GREENBERG TRAUIG, LLP

By: /s Mary-Olga Lovett (as authorized on 5/16/14)
MARY-OLGA LOVETT
Attorneys for Plaintiff and Counter-Defendant
Patriot Rail Corp. and Cross-Defendant Patriot Rail,
LLC

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Dated: May 16, 2014

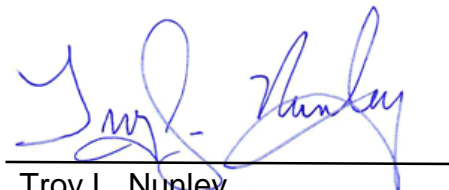
MCGREGOR W. SCOTT
MICHAEL C. WEED
ORRICK, HERRINGTON & SUTCLIFFE LLP

By: /s Michael C. Weed
MICHAEL C. WEED
Attorneys for Defendant and Counterclaimant
Sierra Railroad Company

ORDER

IT IS SO ORDERED.

Dated: May 27, 2014



Troy L. Nunley
United States District Judge