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8 **UNITED STATES DISTRICT COURT**  
 9 **EASTERN DISTRICT OF CALIFORNIA**  
 10

11 UNITED STATES OF AMERICA, Ex.  
 12 Rel., ZACHARY HALLSTROM  
 13 Plaintiff,  
 14 vs.  
 15 AQUA FLORA, INC.; KING BIO, INC.,  
 16 Defendants.  
 17  
 18  
 19  
 20

Case No. 2:10-CV-01459-KJM-EFB

**JOINT MOTION TO MODIFY  
 STATUS (PRETRIAL SCHEDULING)  
 ORDER RE DATE TO COMPLETE  
 DISCOVERY**

Complaint Filed: June 11, 2010  
 Trial Date: November 1, 2011

21 NOW COMES Plaintiff ZACHARY HALLSTROM (hereinafter "Plaintiff") and  
 22 Defendants AQUA FLORA, INC., and KING BIO, INC., (hereinafter "Defendants"),  
 23 by and through their respective counsel, and hereby respectfully move this court for  
 24 leave to modify the Court's Status (Pretrial Scheduling) Order dated November 17,  
 25 2010, specifically the date to complete discovery. In support of this joint motion,  
 26 Plaintiff and Defendants state as follows:  
 27  
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1           1.     On or about June 11, 2010, Plaintiff filed this *Qui Tam* action pursuant to  
2 35 U.S.C. § 292(b).

3           2.     The Court issued its Status (Pretrial Scheduling) Order November 17,  
4 2010.

5           3.     Pursuant to the Status (Pretrial Scheduling) Order, the parties are to  
6 complete discovery by February 9, 2011.

7           4.     The parties have not completed discovery. Discovery is ongoing. The  
8 parties do not expect to be able to complete discovery by February 9, 2011.

9           5.     The parties have discussed the continued discovery and have agreed to  
10 extend the date to complete discovery to March 25, 2011, subject to this Court's  
11 approval.

12           6.     This modification should not have an impact on any other deadlines in this  
13 case, and neither party will be prejudiced by this extension.

14           WHEREBY, based on the foregoing reasons, Plaintiff and Defendants  
15 respectfully request that the Court modify its Status (Pretrial Scheduling) Order dated  
16 November 17, 2010, allowing the parties to extend the date to complete discovery to  
17 March 25, 2011.

18  
19           Respectfully submitted,

20 Dated: January 27, 2011

**NEWPORT TRIAL GROUP**

21  
22           */s/ Ryan M. Ferrell*

Ryan M. Ferrell

Attorneys for Plaintiff

23  
24  
25 Dated: January 27, 2011

**LAW OFFICES OF CARLOS F. NEGRETE**

26  
27           */s/ Carlos F. Negrete*

Carlos F. Negrete

Attorney for Defendants

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17 Defendants.  
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Case No. 2:10-CV-01459-KJM-EFB


**ORDER RE JOINT STIPULATION  
TO EXTEND DISCOVERY**

Complaint Filed: June 11, 2010  
Trial Date: November 1, 2011

21 This Court having considered the Joint Stipulation to Extend Discovery in the  
22 above-captioned matter, it is hereby,

23 **ORDERED** that all discovery shall be completed by March 25, 2011. All other  
24 dates remain as previously set.

25  
26 Dated: February 4, 2011

27   
28 UNITED STATES DISTRICT JUDGE