

1 Law Offices of
 2 **MATHENY SEARS LINKERT & JAIME, LLP**
 3 RICHARD S. LINKERT, ESQ. (SBN 88756)
 4 MICHAEL W. CARRUTH, ESQ. (SBN 246483)
 3638 American River Drive
 Sacramento, California 95864
 Telephone: (916) 978-3434
 Facsimile: (916) 978-3430

5 Attorneys for Defendants, BROAN-NUTONE, LLC, a
 6 Delaware corporation and JAKEL MOTORS
 INCORPORATED, a Wisconsin corporation.

7
 8 UNITED STATES DISTRICT COURT

9 EASTERN DISTRICT OF CALIFORNIA - SACRAMENTO DIVISION

10	EMPLOYERS' FIRE INSURANCE COMPANY, a)	Case No.: 2:10-cv-01550-JAM-JFM
11	Massachusetts corporation; and GENERAL)	
12	INSURANCE COMPANY OF AMERICA, a)	
13	Washington corporation,)	STIPULATION TO REVISE THE
14	Plaintiffs,)	PRE-TRIAL SCHEDULING ORDER
15	vs.)	AND ORDER
16	BROAN-NUTONE, LLC, a Delaware limited)	Judge: Honorable John A. Mendez
17	liability company; JAKEL MOTORS)	
18	INCORPORATED, a Wisconsin corporation; and)	
19	DOES 1 through 50, inclusive,)	
20	Defendants.)	

21 The parties to this matter, Defendants BROAN-NUTONE, LLC, JAKEL INDUSTRIES,
 22 INC., and JAKEL MOTORS, INC., together with Plaintiffs EMPLOYERS' FIRE INSURANCE
 23 COMPANY and GENERAL INSURANCE COMPANY OF AMERICA, hereby stipulate and
 24 agree to revise the dates and deadlines contained within the Court's Pre-Trial Scheduling Order.
 25 These changes are necessary and are for good cause because of conflicting events in advance of
 26 the expert disclosure deadlines.

27 The Court has provided its input as to an adjusted schedule for the management of this
 28 litigation. This schedule alters various deadlines in advance of trial but did not change the existing
 trial date. The agreed-upon schedule is described as follows:

////

<u>Event</u>	<u>Deadline</u>
1 Plaintiff Expert Disclosure	April 19, 2011
2 Defendant Expert Disclosure	May 20, 2011
3 Rebuttal Expert Disclosure	June 20, 2011
4 Non-Expert Discovery Cut-Off	September 16, 2011
5 Expert Discovery Cut-Off	September 16, 2011
6 Dispositive Motion Filing Deadline	October 19, 2011
7 Dispositive Motion Hearing	November 16, 2011, 9:30 a.m.
8 Joint Pretrial Conference Statement	January 27, 2012
9 Final Pretrial Conference	February 3, 2012, 10:00 a.m.
10 Trial	July 16, 2012, 9:00 a.m.

11 **IT IS THEREFORE HEREBY STIPULATED** by and between the parties hereto
12 through their respective attorneys of record that the pre-trial schedule shall be adjusted as
13 described above.
14

15 DATED: March 17, 2011 MATHENY SEARS LINKERT & JAIME LLP
16
17 By: /s/ Michael W. Carruth
18 RICHARD S. LINKERT
19 MICHAEL W. CARRUTH
Attorney for Defendants BROAN-NUTONE, LLC
AND JAKEL MOTORS INCORPORATED

20 DATED: March 17, 2011 COZEN O'CONNOR
21
22 By: /s/ Blanca Quintero
23 BLANCA QUINTERO
24 Attorney for Plaintiffs EMPLOYERS' FIRE INSURANCE
Company and General insurance company of
America

25 **IT IS SO ORDERED.**

26 Dated: March 18, 2011 /s/ John A. Mendez
27 HONORABLE JOHN A. MENDEZ
28 JUDGE OF THE UNITED STATES DISTRICT
COURT, EASTERN DISTRICT OF CALIFORNIA