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 MICHAEL REZENTE AND CHRISTY FRIEND

11 Attorneys for Plaintiff  
 12 IKON OFFICE SOLUTIONS, INC.

13 IN THE UNITED STATES DISTRICT COURT  
 14 FOR THE EASTERN DISTRICT OF CALIFORNIA  
 15 SACRAMENTO

16 IKON OFFICE SOLUTIONS, INC.,

17 Plaintiff,

18 v.

19 MICHAEL REZENTE and CHRISTY FRIEND,

20 Defendants.

Case No.: 2:10-cv-01704-WBS-EFB (TEMP)

**STIPULATION AND [PROPOSED]  
 ORDER**

Courtroom: 5, 14th Floor  
 Judge: Hon. William B. Shubb

21  
 22 **STIPULATION AND [PROPOSED] ORDER**

23 Plaintiff IKON Office Solutions, Inc. (“IKON”) and Defendants Michael Rezente  
 24 (“Rezente”) and Christy Friend (“Friend”), by their respective counsel, hereby submit this  
 25 Stipulation and state as follows:

26 1. The parties have each/all agreed to seek a mediated resolution of the claims raised in  
 27 this proceeding.

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1           2.       Magistrate Judge Brennan has indicated his availability to conduct a mediation for  
2 that purpose on July 28, 2011.

3           3.       The parties believe that a successful mediation is more probable if all parties can be  
4 spared all further expense pending mediation, including the suspension of all motions to compel,  
5 further document production and inspection, depositions and other discovery pending mediation.

6           4.       For this reason, and, because July 28, 2011 is Judge Brennan's first availability to  
7 conduct a mediation, the parties wish to extend the dates included in the Court's "STATUS  
8 (PRETRIAL SCHEDULING) ORDER," dated December 12, 2010 (Docket #87), by three (3)  
9 months, in most instances and, specifically, to extend them as follows:

- 10           a.       for the completion of all discovery, from August 26, 2011 to November 28,  
11                   2011;
- 12           b.       for all motions to be filed, in time to be heard by the Court, from Friday,  
13                   August 26, 2011 to Friday, December 2, 2011;
- 14           c.       for filing all motions, except for continuances, temporary restraining orders,  
15                   or other emergency applications, from Friday, October 7, 2011 to Friday,  
16                   January 6, 2012;
- 17           d.       for the Final Pretrial Conference, from Monday, December 12, 2011 at 2:00  
18                   p.m. to Monday, **March 19, 2012 at 2:00 p.m.:**
- 19           e.       for disclosure of experts and reports in accordance with Fed. R. Civ. P.  
20                   26(a)(2) from April 8, 2011 [sic] to September 12, 2011;
- 21           f.       for expert testimony intended solely for rebuttal, from May 6, 2011 [sic] to  
22                   October 11, 2011;
- 23           g.       for a jury trial of all issues triable by jury from February 7, 2012 at 9:00 a.m.  
24                   to 9:00 a.m. on May 8, 2012 at 9:00 a.m.

25           5.       Except as revised herein, all other requirements, dates and duties set forth in the  
26 Court's December 10, 2010 "STATUS (PRE-TRIAL SCHEDULING) ORDER," (Docket #87),  
27 shall remain in effect.

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- 6. Accordingly, the parties respectfully request that the Court:
  - a. approve the parties' stipulation and direct the parties to mediate on July 28, 2011, before Magistrate Judge Brennan, in accordance with Judge Brennan's pre-mediation and mediation procedures and instructions; and
  - b. approve the revised scheduling dates as set forth above in Paragraph 4.

Dated: June 10, 2011

Dated: June 10, 2011

IKON OFFICE SOLUTIONS, INC.

MICHAEL REZENTE and  
CHRISTY FRIEND

/s/ Terrance J. Evans

/s/ Mark E. Ellis

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Dated: June 13, 2011



WILLIAM B. SHUBB  
UNITED STATES DISTRICT JUDGE