

1 Jeffrey W. Shopoff (Bar No. 46278)
 Gregory S. Cavallo (Bar No. 173270)
 2 Paul F. Kirsch (Bar No. 127446)
 James M. Robinson (Bar No. 238063)
 3 SHOPOFF CAVALLO & KIRSCH LLP
 100 Pine Street, Suite 750
 4 San Francisco, CA 94111
 Telephone: (415) 984-1975
 5 Facsimile: (415) 984-1978

6 Attorneys for Plaintiff
 California Natural Products

8 UNITED STATES DISTRICT COURT
 9 EASTERN DISTRICT OF CALIFORNIA

11 CALIFORNIA NATURAL PRODUCTS
 (d/b/a POWER AUTOMATION SYSTEMS),
 12 a California corporation,

13 Plaintiff,

14 vs.

15 ILLINOIS TOOL WORKS, INC. (d/b/a
 HARTNESS INTERNATIONAL, INC.), a
 16 Delaware corporation,

17 Defendant.

CASE NO. 2:12-cv-0593-JAM-CKD

**STIPULATION AND ORDER TO
 CONTINUE TRIAL AND PRE-TRIAL
 SCHEDULE**

AS MODIFIED BY THE COURT

19 Plaintiff California Natural Products and Defendant Illinois Tool Works hereby stipulate and
 20 jointly request that the Court continue the current pre-trial and trial schedule to allow an additional 30-60
 21 days. Good cause for such a continuance is based on (1) unanticipated difficulties and delays in document
 22 production caused by technical issues with plaintiff's email and electronic documents archives; and (2)
 23 unanticipated difficulties and delays with document discovery in Spain by defendants. Because of these
 24 difficulties and delays, to date very few technical documents related to plaintiff's trade secret
 25 misappropriation claims have been exchanged between the parties in discovery. Although much of that
 26 document production is likely to occur in the coming two to three weeks, the parties' technical experts
 27 have not yet had any opportunity to review key documents, and will not be able to do so and prepare

1 expert reports by the current deadline of October 11, 2013. In addition, the delay in document exchange
 2 has also caused a delay in the scheduling of critical depositions, which may also be important in the
 3 formulation of expert opinions.

4 To allow discovery to advance further prior to the completion of expert reports, the parties have
 5 cooperated in drafting a revised schedule for the Court's consideration. This schedule adds approximately
 6 30-60 days to the calendar, with the case being ready for trial three weeks later than the present trial date.
 7 The revised schedule remains within the Court's typical schedule.

Event	Current	Proposed
Expert disclosure, including report	Fri., Oct. 11, 2013	Wed., Dec. 11, 2013
Mid-litigation statement to the court (status of all motions already filed and likelihood of future motions)	Fri., Nov. 1, 2013	Mon., Dec. 16, 2013
Rebuttal expert disclosure, including report	Fri., Nov. 8, 2013	Fri., Jan. 17, 2014
Close of all fact and expert discovery	Fri., Dec. 6, 2013	Fri., Feb. 7, 2014
Dispositive motions	Fri., Dec. 20, 2013	Fri., Feb. 21, 2014
Dispositive motion responses	Wed., Jan. 15, 2014	Fri., Mar. 7, 2014
Dispositive motion replies	Wed., Jan. 29, 2014	Fri., Mar. 21, 2014
Hearing on dispositive motions	Wed., Feb. 5, 2014	Wed., Apr. 9, 2014 at 9:30 a.m.
Joint pretrial statement (required)		Friday, May 16, 2014
Final pretrial conference	Fri., Mar. 21, 2014 at 11:00 a.m.	Fri., May 23, 2014 at 11:00 a.m.
Trial	Mon., April 28, 2014, at 9:00 a.m.	Mon., July 14, 2014 at 9:00 a.m.

26 Respectfully submitted,

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27

DATED: August 28, 2013

SHOPOFF CAVALLO & KIRSCH LLP

By /s/ Gregory S. Cavallo
Gregory S. Cavallo
Attorneys for Plaintiff
CALIFORNIA NATURAL PRODUCTS
(d/b/a POWER AUTOMATION SYSTEMS)

DATED: August 28, 2013

GRIPPO & ELDEN LLC

By /s/ Lynn H. Murray
Lynn H. Murray
Attorneys for Defendant
ILLINOIS TOOL WORKS, INC

DATED: August 28, 2013

POOLE & SHAFFERY, LLP

By /s/ David S. Poole
David S. Poole
Attorneys for Defendant
ILLINOIS TOOL WORKS, INC.

ORDER

IT IS SO ORDERED.

DATED: August 28, 2013

/s/ John A. Mendez
United States District Court Judge