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**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

BEST BUY STORES, L.P.,
Plaintiff,
v.
LF2 ROCK CREEK LP,
Defendant.

Case No. 2:13-CV-00433-MCE-AC

**STIPULATION AND ORDER TO EXTEND
FACT AND EXPERT DISCOVERY
DEADLINES IN PRETRIAL SCHEDULING
ORDER**

Complaint Filed: March 5, 2013
Trial Date: July 13, 2015

Plaintiff BEST BUY STORES, L.P., and Defendant LF2 ROCK CREEK LP (collectively, the “Parties”), by and through their respective undersigned counsel and subject to this Court’s approval, hereby stipulate and agree and request the approval of the Court to continue the fact and expert witness disclosure deadlines (currently set for December 18, 2014 and January 12, 2015, respectively) for an approximately one month as set forth below.

1. February 1, 2015: Fact discovery cut off for the limited purpose of taking the deposition of Best Buy’s Rule 30(b)(6) designee(s) pursuant to the deposition notice already served by Defendant.
2. February 20, 2015: Initial expert witness disclosures.

The Court is requested to approve these extensions on the following bases:

- 1) Having received the Court’s Order on the Parties respective Motions for Summary Judgment that resolved at least one issue in the case, the Parties intend to privately mediate the matter before incurring additional expense related to fact and expert discovery and to postpone the

1 depositions of 30(b)(6) witness and the expert disclosure deadline.

2 2) Due to holiday schedules and a December trial of LF2 Rock Creek's counsel, mediation
3 cannot proceed until January 2015.

4 3) The requested extensions do not impact any other deadlines set forth in the Court's Pretrial
5 Scheduling Order.

6 4) Two previous extensions have been requested by the Parties to the Court.

7 5) Trial is not set until July 13, 2015.

8 IT IS HEREBY STIPULATED and the parties request that the following deadlines be extended
9 by approximately one month, with the new deadlines set forth below:

10 1. February 1, 2015: Fact discovery cut off for the limited purpose of taking the deposition of
11 Best Buy's Rule 30(b)(6) designee(s) pursuant to the deposition notice already served by
12 Defendant.

13 2. February 20, 2015: Initial expert witness disclosures.

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1 DATED: November 26, 2014

ROBINS, KAPLAN, MILLER & CIRESI L.L.P.

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3 By: /s/ Michael A. Geibelson
4 Michael A. Geibelson, Esq.
5 Attorneys for Plaintiff Best Buy Stores, L.P.

6 DATED: November 26, 2014


GREENBERG TRAURIG, LLP

7
8 By: /s/ Cindy Hamilton
9 William J. Goines
10 Cindy Hamilton
11 Alice Y. Chu
12 Attorneys for Defendant LF2 Rock Creek LP

13 **ORDER**

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15 IT IS SO ORDERED.

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17 Dated: December 5, 2014

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20 MORRISON C. ENGLAND, JR., CHIEF JUDGE
21 UNITED STATES DISTRICT COURT
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