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8 **IN THE UNITED STATES DISTRICT COURT**
9 **FOR THE EASTERN DISTRICT OF CALIFORNIA,**

10 TAT TOHUMCULUK A. S., a Turkish
company,

11 Plaintiff,
12 v.

13 H.J. HEINZ COMPANY, L.P., a Pennsylvania
Limited Partnership registered to do business
14 in California, and HEINZSEED, an
unincorporated division of H.J. HEINZ
15 COMPANY, L.P,

16 Defendants.

CASE NO. 2:13-cv-00773-WBS-KJN

**SECOND STIPULATION AND
[PROPOSED] ORDER TO CONTINUE
DISCOVERY DEADLINES**

17 Plaintiffs TAT Tohumculuk A.S. ("Plaintiff") and Defendants H.J. Heinz Company, L.P.,
18 and Heinzseed, an unincorporated division of H.J. Heinz Company, L.P. (collectively,
19 "Defendants") (collectively, the "Parties") hereby submit, through their undersigned counsel of
20 record, the following Stipulation and Proposed Order:
21

22 WHEREAS, on January 15, 2014, this Court entered its Status (Pretrial Scheduling) Order¹
23 (the "Scheduling Order") which set forth, among other things, discovery and motion deadlines in
24 the above referenced matter;
25

26 _____
27 ¹ ECF No. 41.
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1 WHEREAS, on July 18, 2014, this Court entered a Stipulation and Order to Continue
 2 Discovery Deadlines based on the Parties' previous decision to postpone discovery in order to
 3 conduct informal settlement discussions which were not successful (the "Amended Discovery
 4 Schedule");¹

5 WHEREAS, the Defendants recently retained new counsel in this matter and a Consent
 6 Order Granting Substitution of Attorney was filed with this Court on September 26, 2014,² which
 7 is currently awaiting this Court's approval and signature;

8 WHEREAS, the Parties wish to extend those deadlines set forth in the Amended Discovery
 9 Schedule as follows, in order to allow additional time for the Defendants' new counsel to
 10 familiarize themselves with this case and then determine the additional discovery they wish to
 11 conduct prior to the discovery cut-off date, as follows;

Deadline for:	Currently Scheduled Deadline:	Proposed Rescheduled Deadline
Non-Expert Discovery Closes	November 14, 2014	December 31, 2014
Last Day to Disclose Experts and Produce Expert Reports	December 15, 2014	January 31, 2015
Last Day to Disclose Rebuttal Experts and Produce Expert Rebuttal Reports	January 15, 2015	February 15, 2015
Expert Discovery Closes	February 13, 2015	March 1, 2015
Last Day to File Motions, Except for Continuances, Temporary Restraining Orders, or Other Emergency Applications	February 13, 2015	March 1, 2015

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 24 _____
 25 ¹ ECF No. 49.

26 ² ECF No. 50.

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THEREFORE, IT IS HEREBY STIPULATED between counsel for Defendants and
counsel for Plaintiff that the discovery and motion deadlines set forth in the Scheduling Order be
rescheduled as set forth above.

SO STIPULATED.

Dated: September 26, 2014

ANASTASSIOU & ASSOCIATES

By: /s/ Effie F. Anastassiou
Effie F. Anastassiou, Esq.
Attorneys for Plaintiff,
TAT TOHUMCULUK A. S.

Dated: September 26, 2014

GORDON & REES LLP

By: /s/ Sean P. Flynn
Sean P. Flynn, Esq.
Attorneys for Defendants,
H. J. HEINZ COMPANY L.P., erroneously
sued as "H. J. Heinz Company" and
HEINZSEED, an unincorporated division of
H.J. HEINZ COMPANY, L.P.

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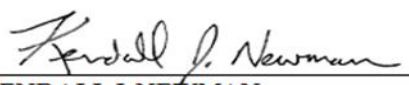
[PROPOSED] ORDER

Appearing that good cause exists pursuant to the foregoing stipulation of the Parties, IT IS
HEREBY ORDERED that the deadlines for discovery and motions set forth in my Status (Pretrial
Scheduling) Order, are rescheduled as follows:

Deadline for:	Currently Scheduled Deadline:	Proposed Rescheduled Deadline
Non-Expert Discovery Closes	November 14, 2014	December 31, 2014
Last Day to Disclose Experts and Produce Expert Reports	December 15, 2014	January 31, 2015
Last Day to Disclose Rebuttal Experts and Produce Expert Rebuttal Reports	January 15, 2015	February 15, 2015
Expert Discovery Closes	February 13, 2015	March 1, 2015
Last Day to File Motions, Except for Continuances, Temporary Restraining Orders, or Other Emergency Applications	February 13, 2015	March 1, 2015

SO ORDERED.

Dated: October 1, 2014



 KENDALL J. NEWMAN
 UNITED STATES MAGISTRATE JUDGE