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9 Attorneys for Plaintiff and Counter-Defendant
10 CSPC DOPHEN CORPORATION

11 UNITED STATES DISTRICT COURT
12 EASTERN DISTRICT OF CALIFORNIA
13 SACRAMENTO DIVISION

14 CSPC DOPHEN CORPORATION,

15 Plaintiff,

16 v.

17 ZHIXIANG HU, also known as SEAN HU, an
18 individual,

19 Defendant.

20 ZHIXIANG HU, also known as SEAN HU, an
21 individual

22 Counter-Claimant,

23 v.

24 CSPC DOPHEN CORPORATION, a New Jersey
25 Corporation; CSPC PHARMACEUTICAL GROUP
26 LIMITED, a Hong Kong Corporation; YINGUI LI,
an individual; JINXU WANG, an individual; JUMIN
SUN, an individual; DONGCHEN CAI, an
individual,

27 Counter-Defendants.

No. 2:17-cv-01895 MCE DB

**JOINT STIPULATION AND
ORDER FOR EXTENSION OF
CASE SCHEDULE**

1 Pursuant to Local Rule 144(a), CSPC Dophen Corporation and Sean Hu jointly request
2 that the Court extend the case schedule set forth in the June 18, 2018 Scheduling Order (Docket
3 No. 76).

4 **CSPC Dophen's Claims**

5 Plaintiff CSPC Dophen filed this action against Defendant Sean Hu on September 11,
6 2017. (ECF No. 1.) The Court issued a Scheduling Order on June 18, 2018. (ECF No. 76.)
7 Under the Scheduling Order, the case currently has a discovery cut-off of January 18, 2019. The
8 Court granted CSPC Dophen's Motion to Enforce Court Order on November 11, 2018 requiring
9 Sean Hu to make a further supplemental response to CSPC Dophen's discovery requests. (ECF
10 No. 115.) Sean Hu filed a Motion for Reconsideration contesting the Court's Order on
11 November 18, 2018. (ECF No. 116.) No trial date has been set and the parties have not
12 previously requested any modification of the case schedule.

13 **Sean Hu's Counterclaims**

14 Defendant Sean Hu filed counterclaims against CSPC Dophen and various other parties,
15 including CSPC Pharmaceutical Group Limited ("CSPC Limited"), Yingui Li, Jinxu Wang,
16 Jumin Sun, and Dongchen Cai (collectively, "individual Counter-Defendants"). (ECF Nos. 22
17 and 39.) The Court has granted CSPC Dophen's partial motion to dismiss for failure to state a
18 claim as well as CSPC Limited's and the individual Counter-Defendants' motions to dismiss for
19 lack of personal jurisdiction and insufficient service of process. (ECF No. 124.) Sean Hu is
20 given leave to amend his counterclaims within 28 days of the Court's Order. (*Id.*) The parties
21 have not met and conferred regarding Sean Hu's counterclaims under Rule 26.

22 **Parties' Proposed Extensions**

23 CSPC Dophen and Sean Hu have agreed that there should be an extension to the case
24 schedule set forth in the Court's June 18, 2018 Scheduling Order, but disagree on the length of
25 the extension. Sean Hu would like to extend the deadline to bridge the discovery regarding his
26 counterclaims, or at least a 4-month extension to the current case schedule to give it room to
27 accommodate the new scheduling order from the Court. CSPC Dophen and Sean Hu respectively
28

1 request that the Court extend all deadlines relating to CSPC Dophen's claims set forth in the
2 Court's June 18, 2018 Scheduling Order as follows:

Event	Current Deadlines	CSPC Dophen's Requested Deadlines	Sean Hu's Requested Deadlines ¹
Plaintiff's Expert Disclosure	November 23, 2018	February 8, 2019	March 22, 2019
Defendant's Expert Disclosure	December 7, 2018	February 22, 2019	April 5, 2019
Rebuttal Expert Disclosure	December 21, 2018	March 8, 2019	April 19, 2019
Discovery Cut-Off	January 18, 2019	April 5, 2019	May 17, 2019
Pretrial motions (exception motions to compel discovery)	March 8, 2019	May 24, 2019	July 8, 2019

13 Dated: November 28, 2018

MORRISON & FOERSTER LLP

16 By: /s/ Bryan Wilson

BRYAN WILSON

Attorneys for Plaintiff and Counter-
Defendant CSPC DOPHEN
CORPORATION

19 Dated: November 28, 2018

21 By: /s/ Sean Hu

Zhixiang (Sean) Hu

Pro Se


27 ¹ Sean Hu requests that a new schedule be set by the Court to accommodate discovery related to
28 his counterclaims or at least a 4-month extension to the current deadlines.

1 **ORDER**

2 Pursuant to the parties' stipulation, IT IS HEREBY ORDERED that:

- 3 1. Plaintiff shall disclose experts no later than **February 8, 2019**².
4 2. Defendant shall disclose experts no later **February 22, 2019**.
5 3. Rebuttal experts shall be disclosed no later than **March 8, 2019**.
6 4. Discovery shall be completed by **April 5, 2019**.
7 5. All pretrial motions, except motions to compel discovery, shall be completed by **May**
8 **24, 2019**.
9 6. The parties shall file a Joint Notice of Trial Readiness not later than thirty (30) days
10 after receiving a ruling on the last pending dispositive motion.

11 Dated: December 6, 2018

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14 DEBORAH BARNES
15 UNITED STATES MAGISTRATE JUDGE
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26 _____
27 ² The undersigned recognizes that defendant preferred a further extension of time. If at a later
28 date defendant determines that defendant needs additional time, defendant may seek a further
stipulation from plaintiff. If the parties cannot reach a stipulation, defendant may file a motion
for a further extension of time.