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 BAO YI YANG, WEI WANG & LIANG-XIAN FU

UNITED STATES DISTRICT COURT

FOR DISTRICT OF NORTHERN CALIFORNIA

BAO YI YANG, WEI WANG, AND LIANG-
 XIAN FU,

Plaintiffs,

vs.

SHANGHAI GOURMET, LLC dba
 SHANGHAI GOURMET and DOES 1-10

Defendants

Case No.: C07-04482 JL

STIPULATION TO CONTINUE THE PRE-
 TRIAL FILINGS

Trial Date: July 19, 2010

Time: 9:00 a.m.

Judge: Honorable James Larson

Parties, through their respective counsel, stipulate to continue the deadlines to make their pre-trial filings as follows:

1. On January 20, 2010, a further Case Management Conference was held, where the Court set the trial for this matter on July 19, 2010. (Docket No. 75).

2. However, although a Pre-Trial Order was prepared on January 21, 2010, it was not filed and served on parties until July 2, 2010. (Docket No. 77). As such, parties did not have notice of the Pre-Trial Conference and the dates by which all the pre-trial filings are supposed to be due until July 2, 2010.

3. After meeting and conferring, parties are in the agreement to proceed with the trial as currently scheduled.

4. However, in light of lack of notice of the pre-trial deadlines, parties hereby stipulate to continue all the pre-trial deadlines to July 12, 2010 as set forth below:

a. No later than July 12, 2010, parties shall file a joint or separate Pre-Trial Statement;

STIPULATION TO CONTINUE PRE-TRIAL DEADLINES

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1 b. No later than July 12, 2010, parties shall file and serve upon the other parties the
2 Pre-Trial Brief;

3 c. No later than July 12, 2010, parties shall file and serve a list of excerpts from
4 discovery that will be offered at trial, specifying the witnesses, page and line references and
5 whether the expert is to be offered in lieu of testimony or as impeachment;

6 d. No later than July 12, 2010, parties shall serve and file a list of witnesses likely to
7 be called at trial, in person or by deposition, other than solely for impeachment or rebuttal, with a
8 brief statement describing the substance of the testimony to be given;

9 e. No later than July 12, 2010, parties shall serve and file a numerical list of exhibits
10 (including demonstrative exhibits that may be admitted into evidence but not those that are
11 purely illustrative), with a brief statement describing the substance and purpose of each exhibit
12 and the name of the sponsoring witness;

13 f. No later than July 12, 2010, parties shall exchange exhibits which shall be
14 premarked, tabbed and in binders (plaintiff shall use numbers and defendant shall use letters);
15 and deliver the original and **two** duplicate sets of all premarked exhibits to chambers (exhibits
16 are not to be filed). The label so marked on the exhibits shall conform to the requirements
17 indicated in the Pre-Trial Order issued by this Court (Docket No. 77).

18 g. No later than July 12, 2010, parties shall Serve and file proposed findings of fact
19 and conclusions of law.

20 h. No later than July 12, 2010, parties shall serve and file a proposed verdict form
21 which contains no reference to submitting party.

22 5. Parties stipulate that no motions in limine shall be filed.

23 6. Parties further stipulate all objections to any pre-trial filings mentioned above by
24 either party shall be waived, save that any party reserves rights to object to evidence introduced
25 by the other party at the time of trial.

[PROPOSED] ORDER

1 GOOD CAUSE APPEARING, pursuant to parties' stipulation, IT IS SO ORDERED.

2 Furthermore, Parties are further directed to comply with all remaining aspects of the
3 requirements of trial preparations set forth in this Court's Pre-Trial Order.

4 **SO ORDER.**

5 DATED: July 6, 2010

By: /s/ Adam Wang
ADAM WANG
Attorney for Plaintiffs

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7
8 Dated: July 6, 2010

By: /s/ Arthur Liu
ARTHUR LIU
Attorney for Defendants

9
10 July 12, 2010

