

1 FRANK M. PITRE (#100077)
 fpitre@cpmlegal.com
 2 LAURA SCHLICHTMANN (#169699)
 lschlichtmann@cpmlegal.com
 3 ARA JABAGCHOURIAN (#205777)
 ajabagchourian@cpmlegal.com
 4 **COTCHETT, PITRE & McCARTHY**
 San Francisco Airport Office Center
 5 840 Malcolm Road, Suite 200
 Burlingame, CA 94010
 6 Telephone: (650) 697-6000
 Facsimile: (650) 692-0577

7 GEORGE COREY (#34580)
 grc@coreylaw.com
 8 DARIO de GHETALDI (#126782)
 deg@coreylaw.com
 9 **COREY, LUZAICH, PLISKA,**
 10 **de GHETALDI & NASTARI, LLP**
 700 El Camino Real, P.O. Box 669
 11 Millbrae, CA 94030
 Telephone (650) 871-5666

12 Attorneys for Plaintiff and the Class

13
 14 **UNITED STATES DISTRICT COURT**
 15 **NORTHERN DISTRICT OF CALIFORNIA**

16 **CLAIRE C. HAGGARTY**, individually
 17 and on behalf of all others similarly situated,

18 Plaintiff,

19 vs.

20 **STRYKER ORTHOPAEDICS (aka**
 21 **STRYKER ORTHOPEDICS; aka**
 22 **STRYKER ORTHOPEDICS, INC.);**
 23 **HOWMEDICA OSTEONICS**
 24 **CORPORATION; STRYKER**
CORPORATION; and STRYKER SALES

25 Defendants.

Case No. CV-08-01609 JSW

STIPULATION AND ~~PROPOSED~~
ORDER FOR MODIFICATION OF
CASE MANAGEMENT ORDER



1 WHEREAS, on December 21, 2008, the parties filed a Joint Case Management
2 Statement and Proposed Case Management Order.

3 WHEREAS, the parties filed the Joint Case Management Statement and Proposed
4 Case Management Order based on the filing of the original Complaint filed in the matter.

5 WHEREAS, on January 7, 2009, the Court entered an Order which stated in part:
6 “The case management (*sic*) set to follow the hearing is VACATED and shall be reset, if
7 necessary, by further order.”

8 WHEREAS, on January 7, 2009, the Court granted Defendant’s motion to dismiss
9 Plaintiff’s complaint, with leave to amend the complaint.

10 WHEREAS, on February 6, 2009, Plaintiff filed an amended complaint.

11 WHEREAS, on February 26, 2009, Defendants filed a motion to dismiss, with the
12 motion currently set for May 1, 2009.

13 WHEREAS, beginning on March 11, 2009, the parties have been working together
14 to modify the submitted Joint Case Management And Proposed Case Management Order
15 in the event the filed motion to dismiss is denied.

16 WHEREAS, on March 12, 2009, the Court signed a Joint Case Management And
17 Proposed Case Management Order.

18 WHEREAS, pursuant to the Joint Case Management And Proposed Case
19 Management Order set the filing deadline for class certification briefing for March 13,
20 2009.

21 WHEREAS, based on the Court’s vacating of the case management hearing, the
22 parties have not conducted any class certification discovery to date.

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1 Counsel report that they have met and conferred regarding the Case Management
2 Order and have reached the following stipulation pursuant to Civil L.R. 16-8:

3 The parties agree to following modified schedule
4

5	April 13, 2009	Fed. R. Civ. P. 26(a) Disclosures:
6		
7	April 13, 2009	Last date to Amended Pleadings:
8		
9	August 3, 2009	Date on which discovery on class issues will be
10		complete
11		
12	August 17, 2009	Last date for plaintiffs to file a motion for class
13		certification
14		
15	September 14, 2009	Last date for defendants to file opposition to
16		plaintiffs motion for class certification
17		
18	September 28, 2009	Last date for plaintiffs to file reply brief in
19		support of motion for class certification
20	October 16, 2009 at 9:00 a.m.	Last day to hear motion for class certification
21	December 31, 2009	Last date to complete fact discovery
22		
23	January 29, 2010	Last date to file plaintiffs' expert reports
24		
25	March 4, 2010	Last date to file defendants' expert reports
26		
27	May 14, 2010	Last day to hear dispositive motions
28		

