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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

SECURITIES AND EXCHANGE
COMMISSION,

Plaintiff,

v.

RAJ P. SABHLOK, and MICHAEL C.
PATTISON

Defendants.

Case No. C-08-04238 CRB

**STIPULATION AND ~~PROPOSED~~
ORDER SETTING DISCOVERY
DEADLINES**

1 **STIPULATION**

2 WHEREAS the Court has scheduled the trial in this case to commence on January 25, 2010,
3 and has further scheduled a pretrial conference for January 21, 2010.

4 WHEREAS defendant Raj P. Sabhlok and defendant Michael C. Pattison have each recently
5 served notices of deposition for witnesses, including for persons whom the parties have learned are
6 not available for a deposition until November 2009.

7 WHEREAS absent an agreement or Court order setting a different schedule, the deadline for
8 disclosures of expert testimony pursuant to Fed. R. Civ. Proc. 26(a)(2) would fall on October 27,
9 2009 (with rebuttal expert disclosures due on November 27, 2009).

10 WHEREAS plaintiff Securities and Exchange Commission (the “Commission”) and
11 defendants, through their respective counsel, have met and conferred in order to discuss how the
12 intended discovery may be completed in advance of trial and have determined that the following
13 schedule will provide for the intended discovery while also providing for necessary deadlines.

14 **IT IS THEREFORE STIPULATED AND AGREED**, by and between the Commission and
15 defendants Sabhlok and Pattison, through their respective counsel, as follows:

16 1. Subject to the exceptions set forth herein, the discovery cut-off for fact discovery shall
17 be November 13, 2009:

- 18 a. An exception shall be made in order to accommodate the following depositions:
 - 19 i. Dennis Wong, whose deposition will be completed by Nov. 16, 2009;
 - 20 ii. Tim Chou, whose deposition will be completed by Nov. 18, 2009;
 - 21 iii. Any deposition of Gary Haroian, Michael Roberts or Wayne Williams
22 will be completed by Nov. 20, 2009.

23 b. An exception shall be made in order to accommodate the deposition of Stephen
24 Wong, and any Court intervention in advance of such a deposition; although the parties expect the
25 deposition may occur no later than November 18, 2009, if additional time is necessary in order to
26 obtain the Court’s assistance, the deposition will occur on or before December 18, 2009.

27 2. The deadline for the parties to disclose, pursuant to Fed. R. Civ. Proc. 26(a)(2), any
28 witness who may be used at trial to present expert opinions (except opinions to be offered solely to

1 contradict or rebut evidence on the same subject identified by another party) is November 13, 2009;
2 in addition, any deposition of a person so disclosed shall be taken not later than December 4, 2009.

3 3. The deadline for the parties to disclose, pursuant to Fed. R. Civ. Proc. 26(a)(2), any
4 witness who may be used at trial to present expert opinions solely to contradict or rebut evidence on
5 the same subject identified by another party is December 4, 2009; in addition, any deposition of a
6 person so disclosed shall be taken not later than December 18, 2009.

7 STIPULATED AND AGREED TO:

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9 DATED: October 9, 2009

Respectfully Submitted,

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11
12 /s/ Susan F. LaMarca

Susan F. LaMarca

Attorneys for Plaintiff

SECURITIES AND EXCHANGE COMMISSION

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16 /s/ James H. Vorhis

James H. Vorhis

Nossaman LLP

Attorneys for Defendant

MICHAEL C. PATTISON

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21 /s/ Ronda J. McKaig

Ronda J. McKaig

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Attorneys for Defendant

RAJ P. SABHLOK

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PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: Oct. 13, 2009

Charles R. Breyer
UNITED STATES DISTRICT COURT

