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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

KRIEGER, LTD. SRL,)	
)	
Plaintiff,)	No. C08-4706 BZ
)	
v.)	REVISED ORDER SCHEDULING
)	JURY TRIAL AND PRETRIAL
DESIGN WITHIN REACH, INC.,)	MATTERS
)	
)	
Defendant.)	
_____)	

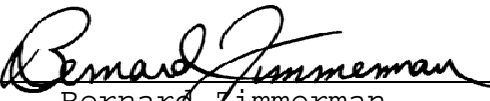
Having read Design Within Reach, Inc.'s motion for administrative relief regarding the case schedule in this action and Krieger's opposition, **IT IS HEREBY ORDERED** that the previous Order Scheduling Jury Trial And Pretrial Matters is modified as follows:

- Trial Date: **Tuesday, February 16, 2010, 7 days**
- Pretrial Conference: **Tuesday, 01/26/2010, 4:00 p.m.**
- Last Day to Hear Dispositive Motions: **Wednesday, 12/16/2009**
- Last Day for Expert Discovery: **Friday, 11/06/2009**
- Last Day for Rebuttal Expert Disclosure: **Friday, 10/30/2009**
- Last Day for Expert Disclosure: **Friday, 10/23/2009**
- Close of Non-expert Discovery: **Friday, 10/16/2009**

1 The Court is troubled by a number of issues presented by
2 the papers. First, planning to take a substantial amount of
3 discovery shortly before the discovery cutoff is a recipe for
4 disaster. Second, if scheduling issues arise and the parties
5 cannot resolve them, the remedy is to request a telephone
6 conference with the Court pursuant to paragraph 2 of the
7 Pretrial Scheduling Order, not to seek a trial continuance or
8 request a case management conference.

9 **IT IS THEREFORE ORDERED** that counsel for the parties
10 shall meet and confer by **September 4, 2009** and develop a
11 schedule for completing discovery within the new discovery
12 cutoffs.

13 Dated: August 28, 2009

14 
15 _____
Bernard Zimmerman
United States Magistrate Judge

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17 ORDER.wpd