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12 Attorneys for Defendant
 13 COMCAST CORPORATION

14 UNITED STATES DISTRICT COURT
 15 NORTHERN DISTRICT OF CALIFORNIA

17 SHAWN BLOUIN, individually and on
 behalf of other persons similarly situated,

18 Plaintiff,

19 vs.

20 COMCAST CORP. and DOES 1-50,

21 Defendants.
 22

Case No. 3:08-CV-04787-MEJ

**STIPULATION AND ~~PROPOSED~~
 ORDER TO CONTINUE EXPERT
 DISCOVERY AND CLASS
 CERTIFICATION DEADLINES**

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1 Plaintiff Shawn Blouin (“Plaintiff”) and Defendant Comcast Corporation (“Comcast”), the
2 parties to the above-entitled action (collectively referred to herein as the “Parties”), submit this
3 Stipulation to the Court:

4 **STIPULATION**

5 WHEREAS, on September 24, 2009, the Court issued an Order continuing the case
6 deadlines based on the Parties’ request and agreement to allow additional time to conduct fact
7 discovery before their mediation;

8 WHEREAS, following the Court’s September 29, 2009 order, the Parties engaged in
9 extensive fact discovery; and continue to engage in it;

10 WHEREAS, on December 16, 2009, the Parties participated in a private mediation with
11 Mark Rudy, a widely respected mediator frequently used in this type of action;

12 WHEREAS, the Parties have refrained from disclosing experts in order to limit
13 unnecessary litigation costs prior to filing dispositive motions;

14 WHEREAS, the Parties have met and conferred and agreed to continue the deadline to
15 complete expert discovery, including the deadline to identify experts and the deadline to serve
16 expert reports and rebuttal reports until after the March 4, 2010 deadline for filing dispositive
17 motions, so as to limit the fees and costs associated with expert discovery on class-wide issues;

18 WHEREAS, the current deadline to identify all expert witnesses and serve expert written
19 reports is December 29, 2009;

20 WHEREAS, the current deadline to identify all rebuttal experts with disclosures required
21 by Federal Rule of Civil Procedure 26(a)(2)(b) is January 12, 2010;

22 WHEREAS, the current deadline to file any motion for class certification is May 6, 2010;

23 WHEREAS, the current hearing date on any motions for class certification is scheduled
24 for June 10, 2010;

25 WHEREAS, Defendant’s lead counsel is unavailable from April 20, 2010 through May 7,
26 2010 (and therefore is not able to conduct expert discovery during this time period); and

27 WHEREAS, the proposed new deadline of May 13, 2010 for completing expert discovery
28 would overlap with the current May 6, 2010 deadline for filing a class certification motion;

1 NOW, THEREFORE, Plaintiff and Comcast, through their undersigned respective
2 counsel, stipulate and request that the Court approve the following revised schedule:

3 Expert Witness Disclosures and Discovery:

4 4/5/10 Last day to identify all expert witnesses and serve written expert reports.

5 4/19/10 Last day to identify rebuttal experts with disclosures required by Federal
6 Rule of Civil procedure 26(a)(2)(B).

7 5/13/10 Last day to complete expert discovery, including expert depositions.

8 Class Certification:

9 5/20/10 Last day to file class certification motion(s).

10 6/24/10 Hearing on class certification motion(s).

11 Dated: December 23, 2009

MORGAN, LEWIS & BOCKIUS LLP

13
14 By: D. Landy/MLB
15 Daryl S. Landy
16 Attorneys for Defendant
17 COMCAST CORPORATION

18 Dated: December __, 2009

SPIRO, MOSS LLP

19 By: _____
20 Ira Spiro
21 Attorneys for Plaintiff
22 SHAWN BLOUIN

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NOW, THEREFORE, Plaintiff and Comcast, through their undersigned respective counsel, stipulate and request that the Court approve the following revised schedule:

Expert Witness Disclosures and Discovery:

- 4/5/10 Last day to identify all expert witnesses and serve written expert reports.
- 4/19/10 Last day to identify rebuttal experts with disclosures required by Federal Rule of Civil procedure 26(a)(2)(B).
- 5/13/10 Last day to complete expert discovery, including expert depositions.

Class Certification:

- 5/20/10 Last day to file class certification motion(s).
- 6/24/10 Hearing on class certification motion(s).


Dated: December ____, 2009

MORGAN, LEWIS & BOCKIUS LLP

By: _____
Daryl S. Landy
Attorneys for Defendant
COMCAST CORPORATION

Dated: December 23, 2009

SPIRO, MOSS LLP

By:  _____
Ira Spiro / GREGORY E. GIVENS
Attorneys for Plaintiff
SHAWN BLOUIN

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ORDER

In light of the foregoing STIPULATION of the Parties and good cause appearing, the Court ORDERS that the deadlines in this case are hereby modified as follows:

Expert Witness Disclosures and Discovery:

- 4/5/10 Last day to identify all expert witnesses and serve written expert reports.
- 4/19/10 Last day to identify rebuttal experts with disclosures required by Federal Rule of Civil procedure 26(a)(2)(B).
- 5/13/10 Last day to complete expert discovery, including expert depositions.

Class Certification:

- 5/20/10 Last day to file class certification motion(s).
- 6/24/10 Hearing on class certification motion(s).

To avoid prejudice to both Parties, GOOD CAUSE exists to modify the deadlines in this action as described herein.

Dated: December 28, 2009 _____



 HON. MARIE ELENA JAMES
 U.S. District Court Judge