

1 **HENNELLY & GROSSFELD LLP**  
Kenneth B. Grossfeld, CSB#110641  
2 Brian M. Englund, CSB#070753  
11335 Gold Express Drive, Suite 145  
3 Gold River, California 95670  
Telephone: (916) 638-8600/Facsimile: (916) 638-8770  
4 E-mail: [kgrossfeld@hgla.com](mailto:kgrossfeld@hgla.com)

5 Attorneys for Defendant,  
EMERSON ELECTRIC CO.  
6 And HOME DEPOT USA, INC.

7 **UNITED STATES DISTRICT COURT**  
8 **NORTHERN DISTRICT OF CALIFORNIA**


10 BYRON DAHL, ) CASE NO. C 08-04850 VRW  
11 Plaintiff, )  
12 v. ) **STIPULATION AND ORDER MODIFYING**  
13 EMERSON ELECTRIC CO., HOME ) **PRETRIAL SCHEDULING ORDER**  
14 DEPOT USA, INC., and DOES 1 through )  
15 30, inclusive, )  
16 Defendants. )

17 The parties stipulate that the court's scheduling order shall be modified as follows:

- 18 July Selection: April 27, 2010, at 8:30 a.m.
- 19 Trial Date: May 3, 2010, at 8:30 a.m.
- 20 Designation of Experts/Reports: February 4, 2010
- 21 Rebuttal Expert/Report: February 22, 2010
- 22 Expert Discovery Cut-off: March 31, 2010
- 23 Pretrial Conference: April 15, 2010, at 2:00 p.m.

24 HENNELLY & GROSSFELD LLP

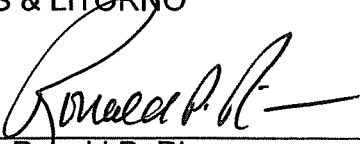
25  
26 Dated: December 21, 2009

27 By:   
28 Brian M. Englund  
Attorneys for Defendant  
EMERSON ELECTRIC CO.  
and HOME DEPOT, U.S.A., INC.

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RIVES & LITORNO

Dated: December 22, 2009

By:   
Ronald P. Rives  
Attorneys for Plaintiff  
BYRON DAHL

**ORDER**

Pursuant to Stipulation, IT IS SO ORDERED.

Dated: 12/23, 2009

