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2 IN THE UNITED STATES DISTRICT COURT  
3 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
4

5 Durand,

No. CV09-00108 JSW

6 Plaintiff,

7 **ORDER SCHEDULING TRIAL AND**  
8 **PRETRIAL MATTERS**

9 v.

10 U.S. Bank National Association ND,

11 Defendant.  
12 \_\_\_\_\_/

13 Following the Case Management Conference, IT IS HEREBY ORDERED that the Case  
14 Management Statement is adopted, except as expressly modified by this Order. It is further  
15 ORDERED that:

16 **A. DATES**

17 Jury Trial Date: 3/29/2010, at 8:00 a.m., 4 days

18 Pretrial Conference: Monday, 3/1/2010, at 2:00 p.m.

19 Hearing on Dispositive Motions (if any): Friday, 12/11/2009, 9:00 a.m.

20 Last Day for Expert Discovery: 9/15/2009

21 Close of ALL Discovery: 11/1/2009

22 **B. DISCOVERY**

23 The parties are reminded that a failure voluntarily to disclose information pursuant to  
24 Federal Rule of Civil Procedure 26(a) or to supplement disclosures or discovery responses  
25 pursuant to Rule 26(e) may result in exclusionary sanctions. Thirty days prior to the close of  
26 non-expert discovery, lead counsel for each party shall serve and file a certification that all  
27 supplementation has been completed.  
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**C. ALTERNATIVE DISPUTE RESOLUTION**

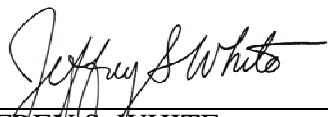
This matter is referred for assignment to a Magistrate Judge to conduct a settlement conference to be completed by July 23, 2009. Counsel will be contacted by that judge's chambers with a date and time for the conference.

**D. PROCEDURE FOR AMENDING THIS ORDER**

No provision of this order may be changed except by written order of this court upon its own motion or upon motion of one or more parties made pursuant to Civil. L. R. 7-1 or 7-1-(b) without a showing of very good cause. If the modification sought is an extension of a deadline contained herein, the motion must be brought before expiration of that deadline. The parties may not modify the pretrial schedule by stipulation. A conflict with a court date set after the date of this order does not constitute good cause. The parties are advised that if they stipulate to a change in the discovery schedule, they do so at their own risk. The only discovery schedule that the Court will enforce is the one set in this order. Additionally, briefing schedules that are specifically set by the court may not be altered by stipulation; rather the parties must obtain leave of Court.

**IT IS SO ORDERED.**

Dated: April 27, 2009

  
\_\_\_\_\_  
JEFFREY S. WHITE  
UNITED STATES DISTRICT JUDGE

1 UNITED STATES DISTRICT COURT  
2 FOR THE  
3 NORTHERN DISTRICT OF CALIFORNIA  
4

5 HUGUES DURAND,  
6 Plaintiff,

Case Number: CV09-00108 JSW

7 **CERTIFICATE OF SERVICE**

8 v.

9 US BANK NATIONAL ASSOCIATION  
et al,


10 Defendant.  
11 \_\_\_\_\_ /

12 I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S.  
District Court, Northern District of California.

13 That on April 27, 2009, I SERVED a true and correct copy(ies) of the attached, by  
14 placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter  
15 listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an  
inter-office delivery receptacle located in the Clerk's office.

16  
17 Hugues Durand  
18 152 Lombard  
19 #204  
San Francisco, CA 94111

20 Dated: April 27, 2009

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22 Richard W. Wieking, Clerk  
By: Jennifer Ottolini, Deputy Clerk  
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