

1 JOHN B. McMORROW, ESQ. SBN 71911  
 2 LAW OFFICES OF JOHN B. McMORROW  
 3 A Professional Corporation  
 39650 Liberty Street, Suite 250  
 Fremont, CA 94538-2226  
 Telephone: (510) 651-9961  
 Facsimile: (510) 657-3467  
 Email: jbmcmorrow@sbcglobal.net

6 Attorney for Plaintiff,  
 7 EARL G. ANTE

8 **IN THE UNITED STATES DISTRICT COURT**  
 9 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**  
 10 **SAN FRANCISCO DIVISION**

11 EARL G. ANTE,

13 Plaintiff,

14 vs.

15 OFFICE DEPOT BUSINESS SERVICES, a  
 16 CORPORATION; BLACK CORPORATION  
 and WHITE COMPANY, and DOES 1 through  
 17 100 inclusive, and each of them,

18 Defendants.

CASE NO.: CV 09-00752 WHA  
 ASSIGNED FOR ALL PURPOSES TO  
 JUDGE William H. Alsup, Department 9

**STIPULATION EXTENDING  
 DEADLINE FOR INITIAL  
 DISCLOSURES BY FIVE BUSINESS  
 DAYS TO JULY 8, 2009**

Trial Date: None Set  
 Complaint Filed: January 15, 2009

20 The parties respectfully stipulate that the date for the initial disclosure be  
 21 postponed until July 8, 2009, five business days from today. The reason for the  
 22 requested delay of the date for the initial disclosures is that because the Court had  
 23 previously granted Defendants Motion to Dismiss and because the Motion for Leave to  
 24 Amend was not heard until June 11, 2009.

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26 ///

27 **STIPULATION EXTENDING DEADLINE FOR INITIAL DISCLOSURES BY FIVE BUSINESS DAYS**

1 Plaintiff's counsel delayed engaging the services of a Forensic Economist to  
2 assist with expert witness testimony regarding the Plaintiffs damages calculations,  
3 pending the outcome of the hearing on June 11, 2009.

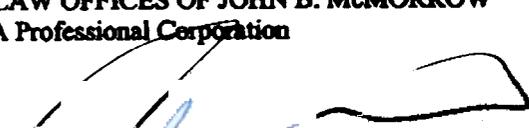
4 Dr. James Plummer of QED Research, Inc., has been engaged by Plaintiff and a report of  
5 his opinions, conclusions and expert witness testimony regarding the loss of earning  
6 capacity damages issue is not yet available.  
7

8 Plaintiff is prepared to submit all other information called for in the initial  
9 disclosure, but the parties agree that it would be efficiently handled by delaying the  
10 disclosure date a brief period of time.

11 Dr. Plummer was traveling abroad to Panama for an approximate ten-day period  
12 in the month of June following the June 11, 2009 hearing.

13 Dated: June 30, 2009

Respectfully Submitted,  
LAW OFFICES OF JOHN B. McMORROW  
A Professional Corporation

14 By: 

15 JOHN B. McMORROW  
16 Attorney for Plaintiff, EARL G. ANTE  
17

18 Dated: June 30, 2009

Respectfully Submitted,  
LAW OFFICES WILLIAMS & CONNOLLY,  
LLP

19 By: 

20 DAVID S. KURTZER-ELLENBOGEN  
21 Attorney for Defendants  
22 OFFICE DEPOT BUSINESS SERVICES  
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24 STIPULATION EXTENDING DEADLINE FOR INITIAL DISCLOSURES BY FIVE BUSINESS DAYS  
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**ORDER**

It good cause appearing, IT IS SO ORDERED

Dated: July 1, 2009



Honorable William H. Alsup  
Judge of the United States District Court,  
Northern District of California

**STIPULATION EXTENDING DEADLINE FOR INITIAL DISCLOSURES BY FIVE BUSINESS DAYS**