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IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

Apostol,

No. CV09-02676 JSW

Plaintiff,

**ORDER SCHEDULING TRIAL AND  
PRETRIAL MATTERS**

v.

Castro Valley Unified School District,

Defendant.

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

**A. DATES**

Jury Trial Date: 1/9/2012, at 8:00 a.m.

Pretrial Conference: 12/12/2011, at 2:00 p.m.

Last Day to Hear Dispositive Motions: Friday, 9/16/2011, 9:00 a.m.

Last Day for Expert Discovery: 6/15/2011

Last Day for Expert Disclosure: 3/15/2011

Close of Non-expert Discovery: 2/1/2011

Further Case Management Conference: 12/3/2010, 1:30 p.m.

Joint Supplemental Case Management Statement due: 11/26/2010

**B. DISCOVERY**

The parties are reminded that a failure voluntarily to disclose information pursuant to Federal Rule of Civil Procedure 26(a) or to supplement disclosures or discovery responses pursuant to Rule 26(e) may result in exclusionary sanctions. Thirty days prior to the close of

1 non-expert discovery, lead counsel for each party shall serve and file a certification that all  
2 supplementation has been completed.

3 **C. ALTERNATIVE DISPUTE RESOLUTION**

4 This matter is referred for an Early Neutral Evaluation to be conducted by October 25,  
5 2010. The parties shall promptly notify the Court whether the case is resolved at the Early  
6 Neutral Evaluation.

7 **D. PROCEDURE FOR AMENDING THIS ORDER**

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

18 **IT IS SO ORDERED.**

19 Dated: July 8, 2010

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22 JEFFREY S. WHITE  
23 UNITED STATES DISTRICT JUDGE  
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