Louisiana Pacific Co	rporation v. Money Market 1 Institutiona Case3:09-cv-03529-JSW D			Page1 of 5	Doc	. 25
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16						
17	UNITED STATES DISTRICT COURT					
18	NORTHERN DISTRICT OF CALIFORNIA					
19	SAN FRANCISCO DIVISION					
20	LOUISIANA PACIFIC CORPORA	ATION,)	Case No. C 09	03529 JSW		
21	Plaintiff,)		N AND [P ROPOSED]		
22	VS.)	ORDER REG AS MODIFIE	ARDING SCHEDULIN	G	
23	MONEY MARKET 1 INSTITUTI) () () () () () () () () () () () () () (Ctrm: 11			
24	II INVESTMENT DEALER, MERR	ILL LYNCH 🎖	Judge: Hon. Je	effrey S. White		
25	& CO., INC., MERRILL LYNCH, FENNER & SMITH INCORPORA	ATED, AND 🏅				
	DEUTSCHE BANK SECURITIES	S INC., $)$				
26	Defendants,)	DEMAND FO	R JURY TRIAL		
27)́				
28						
	CTIDUE ATION AND INDODOGODI OD					
	STIPULATION AND [PROPOSED] ORI No.: C 09 03529 JSW-LB	DEK KEGARDIN	IG SCHEDULING			
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1	WHEREAS, on January 1, 2012, this Court issued an Order Scheduling Trial and Pretrial					
2	Matters ("Scheduling Order") followed by an Order Rescheduling Pretrial Matters					
3	("Rescheduling Order"), on June 13, 2012;					
4	WHEREAS, the Rescheduling Order provides that the Last Day for Expert Discovery					
5	shall be December 3, 2012, but o	loes not set forth a schedule for	the service of expert reports or			
6	the completion of initial and rebuttal expert depositions;					
7	WHEREAS, Plaintiff Louisiana Pacific Corporation and Defendant Deutsche Bank					
8	Securities Inc. ("DBSI") have conferred and agreed to a proposed schedule for the service of					
9	expert reports and the completion of initial and rebuttal expert depositions that does not change					
0	the pretrial conference or trial dates previously ordered by the Court;					
1						
	WHEREAS, the parties wish to reschedule the Last Day for Expert Discovery from					
2	December 3, 2012 to February 1, 2013, to accommodate the completion of pending Rule					
.3	30(b)(6) depositions, the resolution of outstanding discovery disputes, the exchange of initial and					
4	rebuttal expert reports, and expert depositions;					
5	WHEREAS, the parties have agreed to the proposed briefing schedule for dispositive					
6	motions set forth below to accommodate the proposed expert discovery schedule; and					
7	WHEREAS, Plaintiff has conferred with DBSI and both parties have agreed to					
8	reschedule other pretrial matters.					
9	IT IS THEREFORE STIPULATED AND AGREED, by and between Plaintiff and DBSI,					
20	acting through their respective c	ounsel, subject to this Court's a	pproval pursuant to Paragraph D			
21	of the Scheduling Order, that the					
		Date in Rescheduling Order	Amended Date	1		
22	Jury Trial Date (12 days)	6/3/2013, at 8:00 a.m.	$\frac{6/3}{2013}$, at 8:00 a.m. $\frac{7}{15}$	trial		
23	Pretrial Conference	5/13/2013, at 2:00 p.m.	5/13/2013, at 2:00 p.m?/10/13-	jury		
	Last Day to Hear Dispositive	3/8/2013, 9:00 a.m.	4/12/2013, 9:00 a.m. selection			
24	Motions Last Day to File Replies in	N/A	<u>6/24/13-</u> <u>3/29/13</u>	pretri		
25	Support of Dispositive	IN/A	5/29/15			
26	Motions		2/15/12			
27	Last Day to File Oppositions to Dispositive Motions	N/A	3/15/13			
- /	Last Day to File Dispositive	N/A	2/22/13			
.8	Motions					
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	STIPULATION AND [PROPOSED] (No.: C 09 03529 JSW-LB	ORDER REGARDING SCHEDULIN	G			
	110 C 07 03327 JS W-LD					

Case3:09-cv-03529-JSW Document257 Filed11/06/12 Page3 of 5 Last Day for Expert 12/3/2012 2/8/2013 1 Discovery Last Day for Rebuttal Expert N/A 2/8/2013 2 Depositions Last Day to Serve Rebuttal 3 N/A 1/18/2013 **Expert Reports** 4 Last Day for Initial Expert N/A 12/21/2012 Depositions 5 Last Day to Serve Initial N/A 11/29/2012 **Expert Reports** 6 7 Dated: November 6, 2012 Respectfully submitted, 8 9 /s/ Andrew M. Hetherington By: 10 Mark C. Hansen 11 David L. Schwarz (206257) Kevin J. Miller (pro hac vice) 12 Andrew C. Shen (pro hac vice) Andrew M. Hetherington (pro hac vice) 13 KELLOGG, HUBER, HANSEN, TODD, EVANS & FIGEL, P.L.L.C. 14 1615 M Street, N.W., Suite 400 Washington, D.C. 20036 15 Attorneys for Plaintiff Louisiana Pacific 16 Corporation Dated: November 6, 2012 17 By: /s/ Christian J. Mixter 18 Jami Wintz McKeon (237923) 19 Elizabeth A. Frohlich (195454) MORGAN, LEWIS & BOCKIUS, LLP 20 One Market, Spear Street Tower San Francisco, CA 94105 21 Christian J. Mixter 22 MORGAN, LEWIS & BOCKIUS, LLP 1111 Pennsylvania Ave., N.W., 23 Washington, D.C. 20004-2541 24 Attorneys for Defendant Deutsche Bank Securities Inc. 25 26 27 28 STIPULATION AND [PROPOSED] ORDER REGARDING SCHEDULING No.: C 09 03529 JSW-LB

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6 7	PURSUANT TO STIPULATION, AND FOR GOOD CAUSE SHOWN, IT IS SO ORDERED. AS MODIFIED.
8	Dated: November 7_, 2012
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10	Jeffrey Stutio
11	Hon. Jeffrey % . White United States District Judge
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	3 STIPULATION AND [PROPOSED] ORDER REGARDING SCHEDULING No.: C 09 03529 JSW-LB

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1	GENERAL ORDER 45 CERTIFICATION						
2	I, Andrew M. Hetherington, hereby attest pursuant to N.D. Cal. General Order 45 that the						
3	concurrence to the filing of this document has been obtained from each signatory hereto.						
4 5	Dated: November 6, 2012KELLOGG, HUBER, HANSEN, TODD, EVANS & FIGEL, P.L.L.C.						
6							
7	By: /s/ Andrew M. Hetherington						
8	Andrew M. Hetherington						
9	Attorney for Plaintiff Louisiana Pacific Corporation						
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	GENERAL ORDER 45 CERTIFICATION; No.: C 09 03529 JSW-LB						