

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

JEFFER MANGELS BUTLER & MITCHELL LLP
BENJAMIN M. REZNIK (Bar No. 72364)
bmr@jmbm.com
MATTHEW D. HINKS (Bar No. 200750)
mhinks@jmbm.com
AMY LERNER HILL (Bar No. 216288)
akl@jmbm.com
1900 Avenue of the Stars, Seventh Floor
Los Angeles, California 90067-4308
Telephone: (310) 203-8080
Facsimile: (310) 203-0567

Attorneys for Plaintiff CONTEST PROMOTIONS, LLC

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

CONTEST PROMOTIONS, LLC, a
California limited liability company,

Plaintiff,

v.

CITY OF SAN FRANCISCO, a
municipal corporation; COUNTY OF
SAN FRANCISCO, a subdivision of the
State of California; CITY AND
COUNTY OF SAN FRANCISCO, a
chartered California city and county; and
DOES 1 through 10, inclusive,

Defendants.

CASE NO. CV 09-4434 SI

**STIPULATION RE CONTINUANCE
OF PRETRIAL AND TRIAL DATES
AND [PROPOSED] ORDER**

JMBM
Jeffer Mangels
Butler & Mitchell LLP

STIPULATION

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

1. Pursuant to Fed. R. Civ. Proc. 16 and the Local Rules of this Court, plaintiff Contest Promotions, LLC and defendants City and County of San Francisco (collectively, the "parties"), through their respective counsel of record, respectfully submit the following stipulation requesting an extension of the pre-trial and trial dates.

2. On February 4, 2010, the Court issued its Pretrial Preparation Order, which set the pretrial dates in this matter (Dkt. # 23).

3. On October 5, 2010, the Court held a Case Management Conference and continued certain of the pretrial dates in this matter. These new dates are reflected in the Court's October 8, 2010 Civil Pretrial Minutes (Dkt. # 40).

4. The parties currently have several outstanding and incomplete discovery items, including the depositions of their respective witnesses. The parties will not be able to complete discovery or resolve their outstanding discovery disputes before the January 19, 2011 fact discovery cut-off.

5. The parties now seek to continue all case management dates to allow them additional time to complete discovery and further meet and confer regarding outstanding discovery disputes. The parties must complete all discovery before their deadline to file dispositive motions. Therefore, the parties also seek to continue the dispositive motion deadlines. In addition, the parties seek to file and have heard their dispositive motions before preparing for the pretrial conference and trial. The parties therefore seek to also continue the pre-trial conference and trial dates.

6. The parties agree that all case management dates should be continued by approximately six weeks.

7. The parties agree to continue the current pretrial and trial dates as set forth below and respectfully request that the Court adopt these revised dates:

CURRENT DATES:

1
2 Non-Expert Discovery Cut-Off: January 19, 2011
3 Designation of Experts: January 21, 2011
4 Designation of Rebuttal Experts: February 4, 2011
5 Expert Discovery Cut-Off: February 18, 2011
6 Dispositive Motions, Filed: March 4, 2011
7 Dispositive Motions, Oppositions: March 18, 2011
8 Dispositive Motions, Reply: March 25, 2011
9 Dispositive Motion Hearing Deadline: April 8, 2011 at 3:30 p.m.
10 Pretrial Conference: May 24, 2011 at 3:30 p.m.
11 Jury Trial: June 6, 2011 at 8:30 a.m.

PROPOSED NEW DATES:

12
13
14 Non-Expert Discovery Cut-Off: March 4, 2011
15 Designation of Experts: March 18, 2011
16 Designation of Rebuttal Experts: April 1, 2011
17 Expert Discovery Cut-Off: April 15, 2011
18 Dispositive Motions, Filed: May 20, 2011
19 Dispositive Motions, Oppositions: June 3, 2011
20 Dispositive Motions, Replies: June 10, 2011
21 Dispositive Motion Hearing Deadline: June 24, 2011 at 9:00 a.m.
22 Pretrial Conference: July 26, 2011 at 3:30 p.m.
23 Jury Trial: August 9, 2011 at 8:30 a.m.

24
25 8. There is good cause to continue the pretrial and trial dates
26 because it will allow the parties to complete discovery in an orderly fashion in
27 advance of their deadline to file dispositive motions. In addition, there is good cause
28 to continue the pretrial and trial dates because it will allow the parties more time to

1 work on their outstanding discovery and attempt to informally resolve their discovery
2 disputes without seeking the Court's intervention.

3 IT IS SO STIPULATED.
4

5 DATED: December 28, 2010

JEFFER MANGELS BUTLER & MITCHELL
LLP
BENJAMIN M. REZNIK
MATTHEW D. HINKS
AMY LERNER HILL

6
7
8
9 By: /s/ Matthew D. Hinks
MATTHEW D. HINKS
10 Attorneys for Plaintiff CONTEST
PROMOTIONS, LLC

11 DATED: December 28, 2010

DENNIS J. HERRERA
KRISTEN A. JENS
THOMAS S. LAKRITZ
VICTORIA WONG


12
13
14
15 By: /s/ Thomas S. Lakritz
THOMAS S. LAKRITZ
16 Attorneys for Defendant CITY AND COUNTY
OF SAN FRANCISCO
17
18
19
20
21
22
23
24
25
26
27
28

1 **[PROPOSED] CASE MANAGEMENT ORDER**

2 The parties' Stipulation re Continuance of Pretrial and Trial Dates is hereby
3 adopted by the Court as the Case Management Order for the case and the parties are
4 ordered to comply with this Order.

5
6 IT IS SO ORDERED:

7
8 Dated: _____

9
10 By:  _____
11 HONORABLE SUSAN ILLSTON
12 United States District Court Judge

