

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

United States District Court
For the Northern District of California

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

Nina Fu,

Plaintiff,

v.

Walker Parking Consultants,

Defendant.

NO. C 09-05056 JW

**ORDER CONTINUING DEADLINE FOR
DISPOSITIVE MOTIONS; CONTINUING
TRIAL DATES**

Presently before the Court is Defendant’s Administrative Motion Requesting Earlier Hearing Date for Defendant’s Motion for Summary Judgment. (hereafter, “Motion,” Docket Item No. 27.) Defendant requests an earlier hearing date on the grounds that (1) the parties current schedule set May 31, 2011 as the dispositive motion cutoff date; and (2) the currently noticed July 11, 2011 hearing date for Defendant’s Motion for Summary Judgment is only a month prior to trial, currently set to begin on August 15, 2011. (Motion at 2.) Defendant alternatively requests that the Court continue the dispositive motion deadline and trial date by sixty days. (Id.) Upon review, the Court finds it appropriate to GRANT Defendant’s alternative request to continue the dispositive motion deadline and trial dates in light of the Court’s own unavailability.

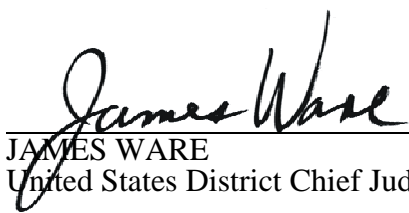
Accordingly the Court CONTINUES the deadline for hearing dispositive motions and the trial dates. On **July 11, 2011**, the Court will hear Defendant’s Motion for Summary Judgment. The Court modifies the trial schedule as follows:

Final Pretrial Conference at 11 a.m. (¶4) <i>(≈14 days before Jury Selection)</i>	October 3, 2011
--	------------------------

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

Joint Pretrial Conference Statement, In Limine Motions, and Proposed Jury Instructions Due <i>(≈30 days before Final Pretrial Conference)</i>	September 2, 2011
Once the in limine binders are lodged with the Court (¶3(b)), the Court will determine whether a hearing is necessary for the motions in advance of the Final Pretrial Conference and set the hearing accordingly.	
Jury Selection	October 18, 2011 at 9 a.m.
Jury Trial Date and Sessions¹ Sessions 1-4 Sessions 5-8	October 18-21, 2011, 1 p.m. - 4 p.m. October 25-28, 2011, 1 p.m. - 4 p.m.
Argue & Submit	November 1, 2011, at 1 p.m.
Jury Deliberations	November 2-4, 2011, as needed

Dated: April 13, 2011



JAMES WARE
United States District Chief Judge

¹ Jury trials are held in afternoon sessions from 1:00pm to 4:00pm, Tuesdays through Fridays unless the Court otherwise specifies. At the Final Pretrial Conference, the Court reserves the right to fold the afternoon sessions into morning sessions (9:00 a.m. - 12:00 p.m.) thus creating full days for trial. The final trial schedule will be confirmed at the Final Pretrial Conference.

1 **THIS IS TO CERTIFY THAT COPIES OF THIS ORDER HAVE BEEN DELIVERED TO:**

2 Ashley E Choren achoren@seyfarth.com
3 Daniel L. Feder danfeder@pacbell.net
4 Eden Edwards Anderson eanderson@seyfarth.com
5 Michael J. Burns mburns@seyfarth.com

6 **Dated: April 13, 2011**

Richard W. Wieking, Clerk

7 **By: /s/ JW Chambers**
8 **Elizabeth Garcia**
9 **Courtroom Deputy**

10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28