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Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

ROBERT L. CAZET, an individual, et al,
Plaintiffs,
vs.

TOPPA EPPS, an individual, et al
Defendants.

TOPPA EPPS, an individual, et al.
Counterclaimants,
vs.

ROBERT L. CAZET, an individual, et al.
Counterdefendants.

CASE NO: C 10-02460 JSW
ORDER ON
**STIPULATION AND JOINT MOTION
TO EXTEND THE DISCOVERY
MOTION CUTOFF DATE**

1 **STIPULATION AND JOINT MOTION**

2 **TO EXTEND THE DISCOVERY MOTION CUTOFF DATE**

3 Whereas, pursuant to local rule 37-3 today, Monday, May 9, 2011 would be the discovery
4 motion cut-off date in the above-captioned matter; and

5 Whereas the parties have been meeting and conferring regarding a list of deficiencies in
6 Defendants' document production, most of which having been discovered recently during
7 Defendants' and third party depositions; and

8 Whereas on Thursday May 5, 2011, Plaintiffs provided Defendants with Plaintiffs' half of a
9 joint letter to Magistrate Judge Beeler seeking to compel further production and certain
10 certifications, and also seeking a stay of this action; and

11 Whereas Defendants did not provide a response to this letter, but today, Monday, May 9,
12 2011, agreed to comply with Plaintiffs' demands with production to begin today; and

13 Whereas Plaintiffs would be prejudiced by losing the opportunity to make further discovery
14 motions after review of Defendants' production and certifications;

15 Now therefore, all parties, through their respective counsel stipulate to, and respectfully
16 request the Court order the following:

17 Plaintiffs shall have five court days, running from the time that Defendants certify that the
18 productions and certifications agreed upon today are complete, to file any joint letter/discovery
19 motion. Such letters/motions shall be in accordance with the Court's standing order.

20 Dated: May 6, 2011

SINGLER, NAPELL & DILLON, LLP
/S/ JASON D. MAYNARD

21 By _____
22 Jason D. Maynard
23 Attorneys for Plaintiffs

24 Dated: May 6, 2011

STAINBROOK & STAINBROOK, LLP
/S/ CRAIG M. STAINBROOK

25 BY _____
26 Craig M. Stainbrook
27 Attorneys

28 **IT IS HEREBY ORDERED that the Scheduling Order is modified such that Defendants shall certify the stipulated production and certification by no later than 4 p.m., May 12, 2011, and Plaintiff may file a joint letter by 12 noon, May 18, 2011, in accordance with Magistrate Judge Beeler's standing order.**

Dated May 10, 2011



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