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9 UNITED STATES DISTRICT COURT  
10 NORTHERN DISTRICT OF CALIFORNIA  
11 San Francisco Division

12 FEDERAL TRADE COMMISSION,

13 Plaintiff,

14 v.

15 WELLNESS SUPPORT NETWORK,  
16 INC., a corporation,

17 ROBERT HELD, individually and as  
18 an officer of Wellness Support  
Network, Inc., and

19 ROBYN HELD, individually and as  
20 an officer of Wellness Support  
Network, Inc.,

21 Defendants.

Case No. 3:10-cv-4879 JCS

Hearing Date: TBD  
Courtroom G, 15<sup>th</sup> Floor

**JOINT STIPULATION TO  
REVISE SCHEDULE RE  
EXCHANGE OF REPORTS AND  
SETTLEMENT CONFERENCE**

22 **I. INTRODUCTION AND PROCEDURAL HISTORY**

23 At a case management conference held September 16, 2011, the Court  
24 ordered the parties to disclose expert reports within 90 days, for settlement  
25 purposes only. *Civil Minutes* (Dkt. #48). Based on this order, the parties  
26 calculated the due date for exchange of these expert reports to be December 15,  
27 2011. The Court also referred the case to the Honorable Magistrate Judge Corley

1 for a settlement conference, which she subsequently scheduled for February 3,  
2 2012 (Dkt. #49).

3 For the reasons described below, and pursuant to L.R. 6-2 and L.R. 7-12,  
4 the parties respectfully request the Court to extend the date for exchange of  
5 settlement-only expert reports to January 31, 2012. The parties also respectfully  
6 request the Court to forward to the Honorable Magistrate Judge Corley the  
7 parties' request that the settlement conference scheduled for February 3, 2012, be  
8 rescheduled to any day in March, 2012 which is convenient to Magistrate Judge  
9 Corley's schedule. The parties respectfully make these requests for three  
10 reasons: (1) One party's expert will be overseas for several weeks prior to  
11 December 15, participating in a study which was scheduled before the December  
12 15 deadline was set; (2) The parties are working on provision of additional  
13 materials pursuant to the expert report process; and (3) Counsel for one party is  
14 located in Florida and is unable to attend a settlement conference in February due  
15 to the expected birth of a child.

## 16 **II. PROPOSED REVISED SCHEDULE**

17 1. The parties shall exchange expert reports for settlement purposes  
18 only by January 31, 2012.

19 2. The case settlement conference scheduled before Magistrate Judge  
20 Corley for February 3, 2012, is requested to be reset for a date in March, 2012  
21 which is convenient to Magistrate Judge Corley.

## 22 **III. CONCLUSION**

23 The parties respectfully request that the Court revise the schedule as set  
24 forth above, and submit our request regarding the Settlement Conference date to  
25 the Honorable Magistrate Judge Corley.

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27 //

1 Respectfully submitted,

2  
3 DATED: November 8, 2011     /s/ Laura Fremont    

4 LAURA FREMONT  
5 KENNETH H. ABBE  
6 Attorneys for Plaintiff  
7 FEDERAL TRADE COMMISSION

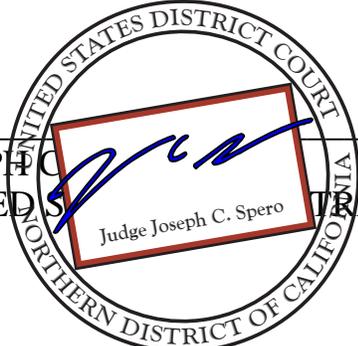
8 (The filer attests that concurrence in the filing of this document has been  
9 obtained from each of the other signatories.)

10 DATED: November 8, 2011     /s/Andrew S. Ittleman    

11 MITCHELL S. FUERST  
12 ANDREW S. ITTLEMAN  
13 FUERST ITTLEMAN, PL  
14 Attorneys for Defendants  
15 WELLNESS SUPPORT NETWORK, Inc.,  
16 ROBERT HELD, and ROBYN HELD

17 PURSUANT TO STIPULATION, IT IS SO ORDERED.

18 DATED: 11/9/11

19 \_\_\_\_\_  
20 JOSEPH C. SPERO  
21 UNITED STATES DISTRICT JUDGE  
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