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 14 FOODMATCH, INC.

15 UNITED STATES DISTRICT COURT
 16 NORTHERN DISTRICT OF CALIFORNIA

17 MICHAEL DODGE,

18 Plaintiff,

19 v.

20 FOODMATCH, INC., and DOES ONE
 21 through TWENTY, inclusive,

22 Defendants.

Case No. CV 12-03650 JSW

**STIPULATION AND [~~PROPOSED~~]
 ORDER TO CONTINUE THE
 DEADLINES FOR DISCOVERY
 CUTOFF AND DISCLOSURE OF FINAL
 ROUND OF EXPERTS**

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 26 Plaintiff MICHAEL DODGE (“Plaintiff”) and Defendant FOODMATCH, INC.
 27 (“Defendant”) by and through their counsel of record herein, hereby stipulate and agree as
 28 follows:

1 WHEREAS, the Court issued a Civil Minute Order on November 16, 2012, ordering the
2 parties to, among other things, complete discovery by April 29, 2013 and disclose their final
3 round of experts by May 14, 2013;

4 WHEREAS, the parties participated in a mediation on February 14, 2013 before Robert
5 Fries, Esq. and delayed commencement of discovery pending the results of the mediation;

6 WHEREAS, the parties were unsuccessful in resolving the case at mediation;

7 WHEREAS, the parties have been diligently attempting to comply with the Court's
8 pretrial order but need additional time to complete discovery, including depositions;

9 WHEREAS, the parties need additional time to retain and prepare experts prior to
10 disclosure;

11 WHEREAS, the parties wish to have an opportunity to discuss settlement before retaining
12 and obtaining reports from all experts;

13 WHEREAS, the parties agree that continuing the current pre-trial deadlines will not
14 prejudice any party in this case;

15 NOW, THEREFORE, THE PARTIES HEREBY STIPULATE AND AGREE to extend
16 the following pre-trial deadlines set by the Court on November 16, 2012, by approximately three
17 months as follows:

- 18 1. Close of Fact Discovery from April 29, 2013 to August 1, 2013
- 19 2. Last Day to Disclose Experts from May 14, 2013 to August 15, 2013
- 20 3. Close of Expert Discovery from May 29, 2013 to August 29, 2013
- 21 4. Hearing Dispositive Motions from August 16, 2013 at 9:00 a.m. to October ~~20~~¹¹, 2013
22 at 9:00 a.m.
- 23 5. Pre-trial Conference from November 12, 2013 at 2:00 p.m. to ~~November 25~~^{December 16}, 2013 at
24 2:00 p.m.

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The Court CONTINUES to January 8, 2014
~~The parties do not propose any changes to the dates set for Jury Selection (December 4,~~
~~2013 at 8:00 a.m.) or Jury Trial (December 9, 2013 at 8:00 a.m.).~~ to January 13, 2014

Dated: April 2, 2013

LAW OFFICES OF STEPHEN M. MURPHY

By: /s/ P. Bobby Shukla
STEPHEN M. MURPHY
P. BOBBY SHUKLA
Attorneys for Plaintiff
MICHAEL DODGE

Dated: April 2, 2013

FARBSTEIN & BLACKMAN

By: /s/ Michael A. Farbstein
MICHAEL A. FARBSTEIN
Attorneys for Defendant
FOODMATCH, INC.

IT IS SO ORDERED, AS MODIFIED ABOVE.

Dated: April 8, 2013

By: 
JEFFREY S. WHITE
UNITED STATES DISTRICT JUDGE