

1 James S. Greenan (SBN 53648)  
2 Chip Cox (SBN 159681)  
3 GREENAN, PEFFER, SALLANDER & LALLY LLP  
4 6111 Bollinger Canyon Road, Suite 500  
5 San Ramon, California 94583  
6 Telephone: 925-866-1000  
7 Facsimile: 925-830-8787

5 Attorneys for Defendant  
Foray Technologies, LLC

1

8

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

12 KWAN SOFTWARE ENGINEERING, INC, ) Case No.: CV-12-03762 SI  
13 a California Corporation, dba VERIPIC, INC., )  
14 Plaintiff, ) STIPULATION AND [PROPOSED] ORDER  
15 vs. ) REGARDING EXPERT WITNESS  
16 FORAY TECHNOLOGIES, LLC, a Delaware ) DISCLOSURE  
17 Limited Liability Company, ) CORRECTED VERSION W/JUDGE'S ADDITIONAL  
18 Defendant. ) ORDER

21 Plaintiff Kwan Software Engineering, Inc, dba Veripic Inc., (“Veripic”) and defendant  
22 Foray Technologies, LLC (“Foray”) stipulate and agree as follows:

23 WHEREAS, the parties have met and conferred on scheduled case deadlines with respect  
24 to the exchange of expert witness reports;

25 WHEREAS, the parties have both retained expert witnesses that require additional time  
26 to examine evidence provided in this case and prepare their reports;

27 WHEREAS, the parties agree that a short continuance of the expert witness report  
28 exchange deadline would give their respective experts sufficient time to prepare meaningful

Greenan,  
Peffer,  
Sallander &  
Lally LLP

1 reports that would aid the finder of fact and would promote a fair trial on these issues on the  
2 merits;

3 WHEREAS, the parties agree that a continuance of the expert witness exchange deadline  
4 would necessitate a corresponding continuance of the dispositive motion filing deadlines so that  
5 the parties would have sufficient time to take expert witness discovery and, if necessary, retain  
6 and prepare rebuttal expert testimony; and

7 THEREFORE, the parties stipulate and agree, and respectfully request that this Court  
8 Order, that the deadline to designate expert witnesses shall be continued to October 18, 2013;

9 The parties further stipulate and agree that Rebuttal experts shall be disclosed and expert  
10 discovery completed by November 22, 2013;

11 The parties further stipulate and agree that the last day to file dispositive motions shall be  
12 continued to November 29, 2013;

13 The parties further stipulate and agree that any Opposition briefs shall be filed and served  
14 by December 16, 2013;

15 The parties further stipulate and agree that any Reply shall be filed and served by  
16 December 23, 2013;

17 The parties further stipulate and agree that the last day to hear dispositive motions shall  
18 be continued to January <sup>17</sup>~~10~~, 2014, or such later date as set by this Court.

19 Dated: September 13, 2013

20 GREENAN, PEFFER, SALLANDER & LALLY LLP

21

22

Bv: \_\_\_\_\_/S/

23

Chip Cox

24

Attorneys for Defendant Foray Technologies, LLC

25

26

IT IS ORDERED that the pretrial filing deadline is 1/28/14. The Pretrial  
Conference is continued to 2/4/14, at 3:30 p.m. The Jury trial is continued to  
2/18/14, at 8:30 a.m.

27

28

///

1 Dated: September 13, 2013

2 GRELLAS SHAH LLP

3

4 By: /S/ Dhaivat Shah

5 Dhaivat Shah

6 David Siegel

7 Attorneys for Plaintiff Kwan Software Engineering,  
8 Inc.. dba Veripic. Inc.

9

10 IT IS SO ORDERED

11 Dated: September 16, 2013

12

13 

14

15 SUSAN ILLSTON  
16 United States District Judge

17

18

19

20

21

22

23

24

25

26

27

28