

For the Northern District of California

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

TODD THOLKE,

No. C 12-05162 RS

Plaintiff,

**CASE MANAGEMENT
SCHEDULING ORDER**

v.

THE SAILING VESSEL ENERGY TEAM
and ENERGY TEAM SARL,

Defendants.

Pursuant to Rule 16(b) of the Federal Rules of Civil Procedure, the parties attended a Case Management Conference on January 3, 2013. After considering the Joint Case Management Statement submitted by the parties and consulting with the attorneys of record for the parties and good cause appearing, IT IS HEREBY ORDERED THAT:

1. DISCOVERY. On or before June 21, 2013 all non-expert discovery shall be completed by the parties. Discovery shall be limited as follows: (a) ten (10) non-expert depositions per party; (b) twenty-five (25) interrogatories per party, including all discrete subparts; (c) a reasonable number of requests for production of documents or for inspection per party; and (d) a reasonable number of requests for admission per party.

2. DISCOVERY DISPUTES. Discovery disputes will be referred to a Magistrate Judge. After the parties have met and conferred, the parties shall prepare a joint letter of not

1 more than 8 pages explaining the dispute. Up to 12 pages of attachments may be added. The
2 joint letter must be electronically filed under the Civil Events category of "Motions and Related
3 Filings >Motions--General > Discovery Letter Brief." The Magistrate Judge to whom the matter
4 is assigned will advise the parties of how that Judge intends to proceed. The Magistrate Judge
5 may issue a ruling, order more formal briefing, or set a telephone conference or a hearing. After
6 a Magistrate Judge has been assigned, all further discovery matters shall be filed pursuant to that
7 Judge's procedures.

8 3. EXPERT WITNESSES. The disclosure and discovery of expert witnesses and
9 opinions shall proceed as follows:

10 A. On or before August 26, 2013, parties will make initial expert disclosures in
11 accordance with Federal Rule of Civil Procedure 26(a)(2).

12 B. On or before September 23, 2013, parties will designate their supplemental and
13 rebuttal experts in accordance with Federal Rule of Civil Procedure 26(a)(2).

14 C. On or before October 24, 2013, all discovery of expert witnesses pursuant to
15 Federal Rule of Civil Procedure 26(b)(4) shall be completed.

16 4. FURTHER CASE MANAGEMENT CONFERENCE. A Further Case
17 Management Conference shall be held on **October 31, 2013 at 10:00 a.m.** in Courtroom 3, 17th
18 Floor, United States Courthouse, 450 Golden Gate Avenue, San Francisco, California. The
19 parties shall file a Joint Case Management Statement at least one week prior to the Conference.

20 5. PRETRIAL MOTIONS. All pretrial motions must be filed and served pursuant to
21 Civil Local Rule 7. All pretrial motions shall be heard no later than **February 6, 2014**.

22 6. PRETRIAL CONFERENCE. The final pretrial conference will be held on
23 **March 13, 2014 at 10:00 a.m.**, in Courtroom 3, 17th Floor, United States Courthouse, 450
24 Golden Gate Avenue, San Francisco, California. Each party or lead counsel who will try the
25 case shall attend personally.

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1 7. TRIAL DATE. Trial shall commence on **April 14, 2014 at 9:00 a.m.**, in
2 Courtroom 3, 17th Floor, United States Courthouse, 450 Golden Gate Avenue, San Francisco,
3 California.

4 IT IS SO ORDERED.

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6 DATED: 1/3/13



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8 RICHARD SEEBORG
9 United States District Judge
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CASE MANAGEMENT SCHEDULING ORDER