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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

KRISTIN MCNELIS,  
  
Plaintiff,  
  
v.  
  
OMNIGLOW, LLC; IRA LEEMON; and  
DOES 1 through 50, inclusive,  
  
Defendants.

CV 12-06468 MEJ  
  
STIPULATION AND [PROPOSED]  
ORDER FOR MODIFICATION OF THE  
CASE MANAGEMENT ORDER RE:  
NUMBER OF TRIAL DAYS  
[FRCP 16(b)(4)]

The parties hereto, by and through their respective counsel, recite and stipulate as follows:

WHEREAS, on March 25, 2013, this Court issued its Case Management Order in this matter, which provides that a jury trial shall commence March 24, 2014, and last 5 days,

WHEREAS, subsequent to the issuance of the Case Management Order the parties have made their initial disclosures, have conducted written discovery, participated in a mediation on June 4, 2013, and have met and conferred to reevaluate their trial estimates in light of further information obtained since the Case Management Order was issued,

1 WHEREAS, counsel have determined that the issues which will be tried in this matter  
2 will require 8 days of trial,

3 WHEREAS, counsel believe that because of the foregoing good cause exists to modify  
4 the Case Management Order to provide that the jury trial in this matter will last 8 days,

5 THE PARTIES HEREBY STIPULATE THAT the Case Management Order issued by  
6 the court be modified, and provide that the jury trial in this matter shall last 8 days.

7  
8 Dated: July 8, 2013

LAW OFFICE OF XAVIER A.M. LAVOPIERRE

9  
10 By: Xavier A.M. Lavoipierre  
11 Co-counsel for Plaintiff

12 Dated: July 9, 2013

PARTON SEEL RHOADES, PC

13  
14 By: Ralph Rhoades  
15 Counsel for Defendants  
16  
17

18 ORDER

19 The Court having reviewed and considered the recitals and stipulation of the parties, the  
20 Court finds that good cause exists to modify the Case Management Order to provide that the jury  
21 trial in this matter will last 8 days, and now, therefore,

22 IT IS HEREBY ORDERED that the Case Management Order herein is modified to  
23 provide that the jury trial in this matter will last 8 days.



Counsel have made no good showing of the reason for the enlargement of days for trial. The Court will decide trial days after counsel

\_\_\_\_\_  
MARIA-ELENA JAMES  
United States District Court

have filed dispositive motions or at the pretrial conference.

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