

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

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

KO ARCHITECTS, INC,

No. C 13-01733 RS

Plaintiff,

**CASE MANAGEMENT
SCHEDULING ORDER**

v.

SUMMERHILL HOMES, LLC;
SUMMERHILL CREEKSIDE, LLC;
WILLIAM HEZMALHALCH
ARCHITECTS, INC; and DOES 1-20,
inclusive,

Defendants.

Pursuant to Rule 16(b) of the Federal Rules of Civil Procedure, the parties attended a Case Management Conference on July 18, 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. ALTERNATIVE DISPUTE RESOLUTION.

EARLY NEUTRAL EVALUATION. The parties are hereby REFERRED to the ADR Department for the purpose of participating in a Early Neutral Evaluation, to take place, ideally, within the next ninety (90) days.

1 2. INITIAL DISCLOSURES. Initial disclosures shall be exchanged on or before
2 July 31, 2013.

3 3. DISCOVERY. On or before February 28, 2014, all non-expert discovery shall be
4 completed by the parties. Discovery shall be limited as follows: (a) ten (10) non-expert
5 depositions per party; (b) twenty-five (25) interrogatories per party, including all discrete
6 subparts; (c) a reasonable number of requests for production of documents or for inspection per
7 party; and (d) a reasonable number of requests for admission per party.

8 4. DISCOVERY DISPUTES. Discovery disputes will be referred to a Magistrate
9 Judge. After the parties have met and conferred, the parties shall prepare a joint letter of not
10 more than 8 pages explaining the dispute. Up to 12 pages of attachments may be added. The
11 joint letter must be electronically filed under the Civil Events category of "Motions and Related
12 Filings >Motions--General > Discovery Letter Brief." The Magistrate Judge to whom the matter
13 is assigned will advise the parties of how that Judge intends to proceed. The Magistrate Judge
14 may issue a ruling, order more formal briefing, or set a telephone conference or a hearing. After
15 a Magistrate Judge has been assigned, all further discovery matters shall be filed pursuant to that
16 Judge's procedures.

17 5. EXPERT WITNESSES. The disclosure and discovery of expert witnesses shall
18 proceed as follows:

19 A. On or before March 21, 2014, parties will designate experts in accordance with
20 Federal Rule of Civil Procedure 26(a)(2).

21 B. On or before April 11, 2014, parties will designate their supplemental and rebuttal
22 experts in accordance with Federal Rule of Civil Procedure 26(a)(2).

23 C. On or before May 2, 2014, all discovery of expert witnesses pursuant to Federal Rule
24 of Civil Procedure 26(b)(4) shall be completed.

25 6. FURTHER CASE MANAGEMENT CONFERENCE. A Further Case
26 Management Conference shall be held on **March 13, 2014 at 10:00 a.m.** in Courtroom 3, 17th

1 Floor, United States Courthouse, 450 Golden Gate Avenue, San Francisco, California. The
2 parties shall file a Joint Case Management Statement at least one week prior to the Conference.

3 7. DISPOSITIVE MOTIONS. All dispositive pretrial motions must be filed and
4 served pursuant to Civil Local Rule 7. All dispositive motions shall be heard no later than **July**
5 **3, 2014**. A Further Case Management Conference will be scheduled to set any remaining trial
6 dates in the Order issued on the dispositive motions.

7
8 IT IS SO ORDERED.

9
10 DATED: 7/18/13



11
12 RICHARD SEEBORG
13 United States District Judge
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28