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7 Attorneys for Plaintiff/Defendant  
 8 INTUITIVE SURGICAL, INC.

9 UNITED STATES DISTRICT COURT  
 10 NORTHERN DISTRICT OF CALIFORNIA  
 11 SAN FRANCISCO DIVISION

12 ILLINOIS UNION INSURANCE COMPANY,  
 13 Plaintiff,

14 v.

15 INTUITIVE SURGICAL, INC.,  
 16 Defendant.

CASE NO.: 3:13-cv-04863-JST

**JOINT STIPULATION TO ENTER  
 SCHEDULING ORDER; and**

**~~PROPOSED~~ ORDER.**

Complaint Filed: October 21, 2013

Judge: Hon. Jon S. Tigar

Date: May 26, 2016

Time: 2:00 pm

Location: Courtroom 9

18 NAVIGATORS SPECIALTY INSURANCE CO.,  
 19 Plaintiff,

20 v.

21 INTUITIVE SURGICAL, INC.,  
 22 Defendant.

CASE NO.: 3:13-cv-05801-JST

Complaint Filed: December 16, 2013

23 INTUITIVE SURGICAL, INC.,  
 24 Plaintiff,

25 v.

26 ILLINOIS UNION INSURANCE COMPANY;  
 27 NAVIGATORS SPECIALTY INSURANCE CO.,  
 28 Defendants.

CASE NO.: 3:15-cv-04834-JST

Complaint Filed: October 20, 2015

1 Intuitive Surgical, Inc. (“Intuitive”) and Illinois Union Insurance Company (“Illinois  
2 Union”) jointly stipulate, pursuant to Civil Local Rules 6-1(b), 6-2, and 7-12, to set deadlines for  
3 consolidated actions numbered Case No. 3:13-cv-04863-JST and Case No. 3:15-cv-04834-JST, if it  
4 pleases this Court.

5 WHEREAS, on May 12, 2016, the parties submitted a joint case management schedule with  
6 competing proposed schedules. (Dkt. 171<sup>1</sup>.)

7 WHEREAS, on May 26, 2016, this Court conducted a case management conference at  
8 which the parties’ proposed schedules were discussed.

9 WHEREAS, the parties have met and conferred in an attempt to propose a schedule suitable  
10 to the Court’s calendar.

11 NOW THEREFORE, the parties, through the undersigned counsel, hereby respectfully  
12 request that this Court enter the following stipulated case schedule for consolidated actions  
13 numbered Case No. 3:13-cv-04863-JST and Case No. 3:15-cv-04834-JST, if such dates are  
14 convenient to this Court:

Event	Date
Mediation Deadline	October 15, 2016
Close Of Fact Discovery	November 10, 2016
Expert Reports Due	December 13, 2016
Rebuttal Expert Reports Due	January 17, 2017
Close Of Expert Discovery	January 31, 2017
Last Day To File Dispositive Motions In Intuitive’s Breach Of Contract And Bad Faith Case	February 16, 2017
Last Day To File Opposition To Dispositive Motions In Intuitive’s Breach Of Contract And Bad Faith Case	March 9, 2017 <sup>2</sup>

25 \_\_\_\_\_  
26 <sup>1</sup> Unless otherwise indicated, all docket citations refer to the ECF docket in Illinois Union  
Ins. Co. v. Intuitive Surgical, Inc., No. 3:13-cv-04863-JST (filed Oct. 21, 2013).

27 <sup>2</sup> This briefing schedule of 21 days to file an Opposition and 14 days to file a Reply will  
28 apply to any Dispositive Motion filed before February 16, 2017.



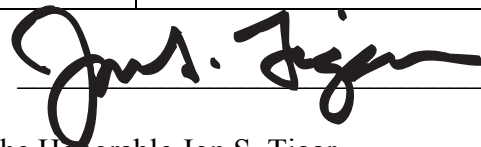
1 **[PROPOSED] ORDER**

2 **PURSUANT TO THE FOREGOING STIPULATION OF THE PARTIES, IT IS**  
3 **ORDERED THAT:**

4 The Court enters the following case schedule for consolidated actions numbered Case No.  
5 3:13-cv-04863-JST and Case No. 3:15-cv-04834-JST.:

Event	Date
Mediation Deadline	October 15, 2016
Close Of Fact Discovery	November 10, 2016
Expert Reports Due	December 13, 2016
Rebuttal Expert Reports Due	January 17, 2017
Close Of Expert Discovery	January 31, 2017
Last Day To File Dispositive Motions In Intuitive’s Breach Of Contract And Bad Faith Case	February 16, 2017
Last Day To File Opposition To Dispositive Motions In Intuitive’s Breach Of Contract And Bad Faith Case	March 9, 2017 <sup>1</sup>
Last Day To File Reply to Opposition to Dispositive Motions In Intuitive’s Breach Of Contract And Bad Faith Case	March 23, 2017
Pretrial Conference Statement Due	May 5, 2017 May 12, 2017
Pretrial Conference	May 26, 2017
Jury Trial	June 19, 2017

20 DATED: July 27, 2016

21 

22 The Honorable Jon S. Tigar  
23 United States District Court Judge

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25  
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27 \_\_\_\_\_  
28 <sup>1</sup> This briefing schedule of 21 days to file an Opposition and 14 days to file a Reply will apply to any Dispositive Motion filed before February 16, 2017.