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 ILLINOIS UNION INSURANCE COMPANY

8
 9 UNITED STATES DISTRICT COURT
 10 NORTHERN DISTRICT OF CALIFORNIA - SAN FRANCISCO DIVISION

11 ILLINOIS UNION INSURANCE
 12 COMPANY, an Illinois corporation,
 13 Plaintiff,

14 v.

15 INTUITIVE SURGICAL, INC., a Delaware
 16 corporation,
 17 Defendant.

) Case No. 3:13-cv-04863-JST
 Case No. 3:15-cv-04834-JST
 Hon. Jon S. Tigar

) **JOINT STIPULATION TO
 EXTEND EXPERT DEADLINES
 RE: JOHN HANSEN AND
 RICHARD HOLSTROM; AND**

) **[PROPOSED] ORDER.**

) Trial Date: June 19, 2017

19 INTUITIVE SURGICAL, INC., a Delaware
 20 corporation,
 21 Plaintiff,

22 vs.

23 ILLINOIS UNION INSURANCE
 24 COMPANY, an Illinois corporation,
 25 Defendant.

26 Illinois Union Insurance Company (“Illinois Union”) and Intuitive Surgical,
 27 Inc. (“Intuitive”) jointly stipulate, pursuant to Local Rules 6-1(b), 6-2, and 7-12, to
 28 extend—by two weeks—the close of expert discovery in the consolidated actions,

1 Case No. 3:13-cv-04863-JST and Case No. 3:15-cv-04834-JST, if it pleases the Court.
2 As stipulated, this extension **shall only apply** to the depositions and related document
3 productions of Intuitive's damages expert, John Hansen, and Illinois Union's rebuttal
4 damages expert, Richard Holstrom.

5 WHEREAS, on July 26, 2016, the parties submitted a Joint Stipulation to Enter
6 Scheduling Order, which was approved and entered by the Court on July 27, 2016
7 (ECF No. 186 in Case No. 3:13-cv-04863-JST).

8 WHEREAS, the Scheduling Order provided for the following deadlines related
9 to experts:

10 Expert Reports Due – December 13, 2016

11 Rebuttal Expert Reports Due – January 17, 2017

12 Close Of Expert Discovery – January 31, 2017

13 WHEREAS, on December 8, 2016, pursuant to the parties' stipulation, the
14 Court extended the expert deadlines by 10 days as follows (ECF No. 200):

15 Expert Reports Due – ~~December 13, 2016~~ – December 23, 2016

16 Rebuttal Expert Reports Due – ~~January 17, 2017~~ – January 27, 2017

17 Close Of Expert Discovery – ~~January 31, 2017~~ – February 10, 2017

18 WHEREAS, the parties, through their counsel, have agreed to an additional two
19 week extension of the close of expert discovery deadline, **but only with respect to**
20 Intuitive's damages expert, John Hansen, and Illinois Union's rebuttal damages
21 expert, Richard Holstrom.

22 NOW THEREFORE, the parties, through their undersigned counsel, hereby
23 respectfully stipulate and request that the Court extend the above close of expert
24 discovery deadline by two weeks, as follows:

25 Close Of Expert Discovery – ~~February 10, 2017~~ – **February 24, 2017**,
26 **but only with respect to** Intuitive's damages expert, John Hansen, and
27 Illinois Union's rebuttal damages expert, Richard Holstrom.

1 The parties further stipulate that this change in the close of expert discovery
2 deadline will not change or affect any of the other dates in the Scheduling Order
3 entered on July 27, 2016.
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6 DATED: February 7, 2016

COZEN O'CONNOR

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8 By: /s/ Charles E. Wheeler
9 Attorneys for Plaintiff/Defendant
10 ILLINOIS UNION INSURANCE
11 COMPANY

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13 SKADDEN, ARPS, SLATE,
14 MEAGHER, & FLOM LLP

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16 By: /s/ Abraham A. Tabaie
17 Attorneys for Defendant/Plaintiff
18 INTUITIVE SURGICAL, INC.

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20 Pursuant to Civil Local Rule 5-1(i), the filer attests that concurrence in the
21 filing of this document has been obtained from the signatories above.
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23 /s/ Charles E. Wheeler

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[PROPOSED] ORDER

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

The Court enters the following modifications to the case schedule for the consolidated actions, Case No. 3:13-cv-04863-JST and Case No. 3:15-cv-04834-JST:

Close Of Expert Discovery – ~~February 10, 2017~~ – **February 24, 2017**,
but only with respect to Intuitive’s damages expert, John Hansen, and
Illinois Union’s rebuttal damages expert, Richard Holstrom.

DATED: February 9, 2017



The Honorable Jon S. Tigar
United States District Court Judge