

1 Joseph W. Carcione, Jr., Esq. (State Bar No. 56693)  
 2 CARCIONE, CATTERMOLE, DOLINSKI,  
 3 STUCKY, MARKOWITZ & CARCIONE, L.L.P.  
 4 1300 S. El Camino Real, Suite 300  
 5 P.O. Box 5429  
 6 San Mateo, CA 94402  
 7 Telephone: (650) 367-6811  
 8 Facsimile: (650) 367-0367

9 Aaron B. Markowitz, Esq. (State Bar No. 220694)  
 10 MARKOWITZ LAW GROUP  
 11 501 Stockton Avenue, Suite 105  
 12 San Jose, CA 95126  
 13 Telephone: (408) 642-5937  
 14 Facsimile: (408) 516-9576

15 Attorneys for Plaintiffs

16 Thomas R. Beer, Esq. (State Bar No. 148175)  
 17 Peter J. Felsenfeld, Esq. (State Bar No. 260433)  
 18 HINSHAW & CULBERTSON, LLP  
 19 One California Street, 18<sup>th</sup> Floor  
 20 San Francisco, CA 94111  
 21 Telephone: (415) 362-6000  
 22 Facsimile: (415) 834-9070

23 Attorney for Defendants RÖHM GmbH; RÖHM PRODUCTS OF AMERICA

24 UNITED STATES DISTRICT COURT  
 25 NORTHERN DISTRICT OF CALIFORNIA  
 26 SAN FRANCISCO DIVISION

27 ARTHUR R. YOST, JR.; ERIKA YOST,  
 28 and ENERGY CONCEPTS, INC.,

Plaintiffs,

vs.

RÖHM GmbH; RÖHM PRODUCTS OF  
 AMERICA; and DOES 3 TO 10,

Defendants.

Case No. 13-CV-05203-JST

[Assigned to Judge Jon S. Tigar]

Related Case:  
 Yost v. Rohm Co., Ltd.  
 No. 4:13-cv-5203-JST

JOINT STIPULATION AND ORDER TO MODIFY SCHEDULING ORDER

First Amended Complaint Filed: June 17, 2014

WHEREAS the parties mediated this matter on June 25, 2015 as ordered by the Court;

WHEREAS the parties have outstanding discovery that they agreed to put off until after

I.

1 the mediation in order to keep costs down prior to mediation to promote settlement; however,  
2 the parties were unable to settle the matter and need to now complete their trial preparation;

3 WHEREAS the parties need additional time to complete their discovery and expert  
4 disclosure, which changes will not affect the trial date or the date of the Pre-trial Conference.

5 THE PARTIES STIPULATE AND AGREE AS FOLLOWS:

6 All discovery that is currently outstanding is to be completed no later than September 4,  
7 2015.

8 The Initial Expert Disclosure date, which is currently scheduled for August 15, 2015 is  
9 continued to September 15, 2015.

10 The Supplemental Expert Disclosure date that is currently set for September 15, 2015 is  
11 continued to October 15, 2015.

12 All other dates in the Court's original Scheduling Order shall remain the same.

13 IT IS SO STIPULATED AND AGREED.

14 Dated: August 12, 2015

CARCIONE, CATTERMOLE, DOLINSKI,  
STUCKY, MARKOWITZ & CARCIONE, LLP

15  
16 By: \_\_\_\_\_

Joseph W. Carcione, Jr.  
Joshua S. Markowitz  
Attorneys for Plaintiffs

17  
18  
19 Dated: August 12, 2015

MARKOWITZ LAW GROUP

20  
21 By: \_\_\_\_\_

Aaron B. Markowitz  
Attorneys for Plaintiffs

22  
23  
24 Dated: August 12, 2015

HINSHAW & CULBERTSON LLP

25  
26 By: \_\_\_\_\_

Thomas R. Beer  
Peter J. Felsenfeld  
Attorneys for Defendants Röhm GmbH;  
RÖHM Products of America

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

Based on the stipulation of the parties, and finding good cause for this order, the Court modifies its Scheduling Order as follows:

All discovery that is currently outstanding is to be completed no later than August 31, 2015.

The Initial Expert Disclosure date, which is currently scheduled for August 15, 2015 is continued to September 15, 2015.

The Supplemental Expert Disclosure date that is currently set for September 15, 2015 is continued to October 15, 2015.

All other dates in the Court's original Scheduling Order shall remain the same.

IT IS SO ORDERED.

Dated: August 18, 2015

