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7 Attorneys for Defendant,  
 BARRACUDA NETWORKS, INC.

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

11  
 12 OPTRICS INC.,

13 Plaintiff,

14 v.

15 BARRACUDA NETWORKS, INC., a Delaware  
 Corporation, and DOES 1 through 10, inclusive,

16 Defendant.  
 17

Case No. 17-cv-04977-RS

**STIPULATION AND AMENDED  
 SCHEDULING ORDER**

1 Pursuant to Civil Local Rule 7-12, Plaintiff Optrics Inc. (“Optrics” or “Plaintiff”) and  
2 Defendant Barracuda Networks, Inc. (“Barracuda” or “Defendant”) (collectively “Parties”), by and  
3 through their undersigned counsel, hereby state and stipulate as follows (the “Stipulation”):

4 WHEREAS, Herbert L Terreri, Plaintiff’s counsel will be on vacation for the entire month  
5 of September 2019.

6 WHEREAS, there have been no other scheduling modifications since the Court entered the  
7 Case Management Scheduling Order on August 30, 2018 (D.I. 72) and modified the schedule  
8 through trial on June 1, 2020;

9 WHEREAS, the Parties believe there may be a typographical error involving the deadline  
10 for opening expert reports in the case schedule;

11 WHEREAS, the Parties agree that an extension of certain deadlines for non-expert  
12 discovery and exchange of expert reports is needed and have now further agreed to the proposed  
13 modified expert discovery dates for the exchange of opening and rebuttal reports as set forth  
14 below;

15 WHEREAS, the requested extensions will change the Court’s previous scheduling order  
16 only as to the deadlines for the completion of non-expert discovery and for the exchange of expert  
17 reports;

18 NOW, THEREFORE, the Parties hereby jointly request the modified schedule as set forth  
19 below.

20 **Revised Schedule**

<b>Description</b>	<b>Current Date from Court’s Scheduling Order</b>	<b>Parties’ Proposed Date</b>
Completion of Non-Expert Discovery	11/1/2019	12/1/2019
Designation of Experts and Opening/Affirmative Expert Reports	9/3/2019	12/3/2019

1	Designation of Rebuttal Experts and Rebuttal Expert Reports	11/22/2019	1/24/2020
2			
3			
4	Completion of Expert Discovery	11/27/2019	1/31/2020
5			
6	Further Case Management Conference	12/5/2019	12/5/2019 (Unchanged)
7			
8	Dispositive Motion Hearing	4/2/2020 or at the Court's convenience	4/2/2020 (Unchanged)
9			
10	Final Pretrial Conference	5/20/2020	5/20/2020 (Unchanged)
11	Trial	6/1/2020	6/1/2020 (Unchanged)

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13 IT IS STIPULATED AND AGREED, by and between Plaintiff and Defendant, by and

14 through their respective undersigned attorneys, as to the above.

15

16 Respectfully submitted,

17 LAW OFFICES OF HERBERT L.  
TERRERI, APC

18 Dated: August 2, 2019

19 By: /s/ Herbert L. Terreri

20 Herbert L. Terreri  
Grace Neibaron

21 Attorneys for Plaintiff,  
OPTRICS INC.

22

23 RIMON, P.C.

24 Dated: August 2, 2019

25 By: /s/ Karineh Khachatourian

26 Karineh Khachatourian  
Phillip K. Wang  
Nikolaus A. Woloszczuk

27 Attorneys for Defendant,  
BARRACUDA NETWORKS, INC.

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**ORDER**

Pursuant to the parties' stipulation, and for good cause shown, the Court orders that

1. On or before December 1, 2019, all non-expert discovery shall be completed by the Parties.
2. The disclosure and discovery of expert witnesses shall proceed as follows:
  - a. On or before December 3, 2019, the Parties shall designate experts and submit opening/affirmative expert reports in accordance with Federal Rule of Civil Procedure 26(a)(2).
  - b. On or before January 24, 2020, the Parties shall designate their rebuttal experts and submit rebuttal expert reports in accordance with Federal Rule of Civil Procedure 26(a)(2).
  - c. On or before January 31, 2020, all discovery of expert witnesses pursuant to Federal Rule of Civil Procedure 26(b)(4) shall be completed.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: August 7, 2019

By:   
The Honorable Richard Seeborg