

1 DOWNEY BRAND LLP  
 WILLIAM R. WARNE (Bar No. 141280)  
 2 MICHAEL J. THOMAS (Bar No. 172326)  
 MEGHAN M. BAKER (Bar No. 243765)  
 3 621 Capitol Mall, 18th Floor  
 Sacramento, CA 95814-4731  
 4 Telephone: (916) 444-1000  
 Facsimile: (916) 444-2100  
 5 [bwarne@downeybrand.com](mailto:bwarne@downeybrand.com)  
[mthomas@downeybrand.com](mailto:mthomas@downeybrand.com)  
 6 [mbaker@downeybrand.com](mailto:mbaker@downeybrand.com)

7 Attorneys for Defendants  
 LENNOX HEARTH PRODUCTS INC.; LENNOX  
 8 INTERNATIONAL INC.; LENNOX INDUSTRIES  
 INC.

10 UNITED STATES DISTRICT COURT  
 11 NORTHERN DISTRICT OF CALIFORNIA

13 KIRK KEILHOLTZ and KOLLEEN  
 KEILHOLTZ for themselves and on behalf  
 14 of those similarly situated,  
 15 Plaintiffs,  
 16 v.  
 17 LENNOX HEARTH PRODUCTS INC.;  
 LENNOX INTERNATIONAL INC.;  
 18 LENNOX INDUSTRIES; and DOES 1  
 through 25, Inclusive,  
 19 Defendants.  
 20

Case No. 4:08-cv-00836-CW (JCS)

**STIPULATION AND ORDER  
 REGARDING REQUEST FOR  
 SHORTENED TIME RELATING TO  
 DEFENDANTS' MOTION TO AMEND  
 CASE MANAGEMENT ORDER**

---

Original Complaint Filed: February 6, 2008

21 TO THE COURT AND ALL ATTORNEYS OF RECORD:

22 By and through their counsel of record, Plaintiffs Kirk Keilholtz and Kolleen Keilholtz  
 23 (collectively "Plaintiffs"), and Defendants Lennox Hearth Products Inc., Lennox International  
 24 Inc., and Lennox Industries Inc. (collectively "Defendants") (Plaintiffs and Defendants  
 25 collectively referred to as the "Parties") hereby stipulate, in furtherance of Defendants' request, to  
 26 the following:

- 27 1. Pursuant to the Court's May 21, 2009, Minute Order and Case Management Order,  
 28 expert disclosures are due March 31, 2010, and rebuttal expert disclosures are due April 30, 2010.



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

DATED: February 10, 2010

ARNOLD LAW FIRM

By: /s/ Kirk J. Wolden (as authorized on 2-10-10)

KIRK J. WOLDEN

Attorney for Plaintiffs

KIRK and KOLLEEN KEILHOLTZ for themselves  
and on behalf of those similarly situated

**PURSUANT TO STIPULATION, IT IS SO ORDERED:**

The court, having considered the Stipulation of the parties and good cause appearing, hereby orders the shortened time regarding the briefing regarding Defendants' Motion to Amend Scheduling Order: (1) Defendants will file and serve their Motion to Amend Case Management Order on or before Thursday, February 11, 2010; (2) Plaintiffs will file and serve any opposition papers to the Motion to Amend Case Management Order at or before 5 p.m. on Wednesday, February 17, 2010; (3) Defendants will file and serve reply briefing in support of their Motion to Amend Case Management Order on or before Friday, February 19, 2010; (4) **the motion will be decided on the papers.**

Dated: 2/11/10



By: \_\_\_\_\_

HONORABLE CLAUDIA WILKEN  
UNITED STATES DISTRICT JUDGE,  
NORTHERN DISTRICT OF CALIFORNIA