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12	UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA				
13	OAKLAND DIVISION				
14	ASHTON WOODS HOLDINGS, L.L.C.; BEAZER HOMES HOLDINGS CORP.;	CASE NO. 4:15-cv-01247-HSG			
15	CALATLANTIC GROUP, INC.; D.R. HORTON LOS ANGELES HOLDING COMPANY, INC.;	JOINT STIPULATION AND			
16	HOVNANIAN ENTERPRISES, INC.; KB HOME; MERITAGE HOMES CORPORATION;	ORDER RE: VARIOUS			
17	M/I HOMES, INC.; PULTE HOME CORPORATION; THE DREES COMPANY;	PRETRIAL MATTERS			
18	TOLL BROTHERS, INC.; TRI POINTE HOMES, INC.,				
19	Plaintiffs,				
20					
21					
22	USG CORPORATION; UNITED STATES GYPSUM COMPANY; L&W SUPPLY CORPORATION; NEW NGC, INC.; LAFARGE				
23	NORTH AMERICA, INC.; CONTINENTAL				
24	BUILDING PRODUCTS, INC.; CERTAINTEED GYPSUM, INC.; AMERICAN GYPSUM				
25	COMPANY LLC; TIN, INC., d/b/a TEMPLE- INLAND, INC.; PABCO BUILDING				
26	PRODUCTS, LLC.,				
27	Defendants.				
28					
		Case No. 4:15-cv-01247-HSG			
	STIPULATION AND ORDER RE: PRETRIAL MATTERS				
		Dockets.Justia.dom			

1	STIPULATION AND ORDER			
2	Pursuant to Civil Local Rules 6-2 and 7-12, Plaintiffs and Defendants in the above-			
3	captioned matter (collectively, the "Parties") file this joint stipulation requesting that the Court			
4	issue an order to clarify and/or modify the Parties' pretrial deadlines with respect to the exchange			
5	of exhibits as described below.			
6	The Parties accordingly stipulate as follows:			
7	WHEREAS, the Court's Civil Pretrial and Trial Standing Order (the "Standing Order")			
8	provides certain deadlines;			
9	WHEREAS, the Parties believe it will be beneficial to exchange electronically-stickered			
10	exhibits after exchanging exhibit lists to allow for the orderly and efficient stickering of exhibits			
11	so as to, <i>inter alia</i> , avoid duplicate exhibits;			
12	WHEREAS, the Parties believe it would assist in planning and the orderly progression of			
13	trial preparation to have clarity on the timing and protocol for exchange of demonstratives (e.g.,			
14	graphics, charts, diagrams, illustrative animations, models, etc.) and summary exhibits governed			
15	by Federal Rule of Evidence 1006;			
16	WHEREAS, the Parties believe it would assist in the orderly progression of trial			
17	preparation to have additional time to prepare summary exhibits governed by Federal Rule of			
18	Evidence 1006 after the parties have met and conferred on the admissibility of underlying exhibits;			
19	NOW, THEREFORE, the Parties hereby stipulate and agree to the following:			
20	• The Parties shall exchange electronically-stickered exhibits on April 12, 2021 ( <i>i.e.</i> , six			
21	days after the exchange of exhibit lists pursuant to the Court's Standing Order).			
22	• Demonstratives (e.g., graphics, charts, diagrams, illustrative animations, models, etc.)			
23	and summary exhibits governed by Federal Rule of Evidence 1006 (summaries, charts,			
24	or calculations used to prove the content of voluminous writings, records, or			
25	photographs that cannot be conveniently examined in court) need not be disclosed with			
26	evidentiary exhibits pursuant to paragraph 3 of the Court's Standing Order.			
27	• Instead, the Parties shall exchange Rule 1006 summary exhibits no later than May 3,			
28	2021, and the Parties shall raise any objections to Rule 1006 summary exhibits no later			
	1 Case No. 4:15-cv-01247-HSG			
	STIPULATION AND ORDER RE: PRETRIAL MATTERS			

1	than May 11, 2021. The Parties shall exchange demonstratives at trial pursuant to a			
2	protocol to be agreed upon by the Parties before the pre-trial conference on May 4,			
3	2021.			
4	IT IS SO STIPULATED.			
5				
6	DATED: March 30, 2021	Respectfully submitted,		
		/s/ Adam B. Wolfson	n *	
7				
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24		Attorneys for Plainti	ffs	
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27		If son, hereby attest that I have obt		
28	filing of this document from each o signature blocks of this stipulation		aption page and in the	
		2	Case No. 4:15-cv-01247-HSG	
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19	Products, LLC	Counsel for Defendant L&W Supply			
17		Corporation			
20					
21					
	PURSUANT TO THE PARTIES' STIPULATION,				
22					
23	IT IS SO ORDERED.				
24	D ( 2/21/2021				
25	Date: 3/31/2021	Hon. Haywood S. Gilliam, Jr.			
		United States District Judge			
26					
27					
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		3 Case No. 4:15-cv-			
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