UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

BLUESTONE INNOVATIONS LLC, 　　　　　Plaintiff, 　　　v. BULBRITE INDUSTRIES, INC., 　　　　　Defendant.	Case No. 15-cv-05478-PJH **ORDER SETTING CASE MANAGEMENT CONFERENCE** [Reassigned Cases]

THIS DOCUMENT ALSO RELATES TO:
C 15-5479 PJH
Bluestone Innovations v. Feit Electronic Co.
C 15-5480 PJH
Bluestone Innovations v. Technical Consumer
Products
C 15-5481 PJH
Bluestone Innovations v. Torchstar Corp.
C 15-5482 PJH
Bluestone Innovations v. IKEA North America
C 15-5483 PJH
Bluestone Innovations v. G7 Corporation
C 15-5484 PJH
Bluestone Innovations v. Wayfair LLC
C 15-5485 PJH
Bluestone Innovations v. Philip Electronics
C 15-5486 PJH
Bluestone Innovations v. Ace Hardware
C 15-5487 PJH
Bluestone Innovations v. Lowe's Companies
C 15-5488 PJH
Bluestone Innovations v. Westinghouse
Lighting
C 15-5489 PJH
Bluestone Innovations v. TigerDirect
C 15-5490 PJH
Bluestone Innovations v. Ushio America

1 TO ALL PARTIES AND COUNSEL OF RECORD:

2 The above matter having been reassigned to the Honorable Phyllis J. Hamilton. It is

3 hereby ordered, pursuant to Fed. R. Civ. P. 16(b) and Civil L. R. 16-10, that a Case

4 Management Conference shall be held in this case on **March 17, 2016**, at 2:00 p.m., in

5 Courtroom 3, 3rd Floor, Federal Building, 1301 Clay Street, Oakland, California.

6   **Lead counsel** shall meet and confer as required by Fed. R. Civ. P. 26(f) prior to

7 the Case Management Conference with respect to those subjects set forth in Fed. R. Civ.

8 P. 16(c). **Not less than seven (7) days** before the conference, counsel shall file a joint

9 case management statement addressing each of the items listed in the "Standing Order

10 For All Judges of the Northern District -- Contents of Joint Case Management statement,"

11 which is attached to this order and can also be found on the court's website. A proposed

12 order is not necessary. Following the conference, the court will enter its own Case

13 Management and Pretrial Order. If any party is proceeding without counsel, separate

14 statements may be filed by each party.

15   Each party shall appear personally or by **lead counsel** prepared to address all of

16 the matters referred to in this Order and with authority to enter stipulations and make

17 admissions pursuant to this Order. Any request to reschedule the date of the conference

18 shall be made in writing, and by stipulation if possible, at least ten (10) days before the

19 date of the conference and must be based upon good cause.

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1 **STANDING ORDER FOR ALL JUDGES**

2 **OF THE NORTHERN DISTRICT OF CALIFORNIA**

3 **CONTENTS OF JOINT CASE MANAGEMENT STATEMENT**

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5 All judges of the Northern District of California require identical information in Joint Case

6 Management Statements filed pursuant to Civil Local Rule 16-9. The parties must include

7 the following information in their statement which, except in unusually complex cases,

8 should not exceed ten pages:

9 1.   Jurisdiction and Service: The basis for the court's subject matter jurisdiction over

10 plaintiff's claims and defendant's counterclaims, whether any issues exist regarding

11 personal jurisdiction or venue, whether any parties remain to be served, and, if any

12 parties remain to be served, a proposed deadline for service.

13 2.   Facts: A brief chronology of the facts and a statement of the principal factual

14 issues in dispute.

15 3.   Legal Issues: A brief statement, without extended legal argument, of the disputed

16 points of law, including reference to specific statutes and decisions.

17 4.   Motions: All prior and pending motions, their current status, and any anticipated

18 motions.

19 5.   Amendment of Pleadings: The extent to which parties, claims, or defenses are

20 expected to be added or dismissed and a proposed deadline for amending the pleadings.

21 6.   Evidence Preservation: A brief report certifying that the parties have reviewed the

22 Guidelines Relating to the Discovery of Electronically Stored Information ("ESI

23 Guidelines"), and confirming that the parties have met and conferred pursuant to Fed. R.

24 Civ. P. 26(f) regarding reasonable and proportionate steps taken to preserve evidence

25 relevant to the issues reasonably evident in this action. See ESI Guidelines 2.01 and

26 2.02, and Checklist for ESI Meet and Confer.

27 7.   Disclosures: Whether there has been full and timely compliance with the initial

28 disclosure requirements of Fed. R. Civ. P. 26, and a description of the disclosures made.

8.   Discovery: Discovery taken to date, if any, the scope of anticipated discovery, any proposed limitations or modifications of the discovery rules, a brief report on whether the parties have considered entering into a stipulated e-discovery order, a proposed discovery plan pursuant to Fed. R. Civ. P. 26(f), and any identified discovery disputes.

9.   Class Actions: If a class action, a proposal for how and when the class will be certified.

10.   Related Cases: Any related cases or proceedings pending before another judge of this court, or before another court or administrative body.

11.   Relief: All relief sought through complaint or counterclaim, including the amount of any damages sought and a description of the bases on which damages are calculated. In addition, any party from whom damages are sought must describe the bases on which it contends damages should be calculated if liability is established.

12.   Settlement and ADR: Prospects for settlement, ADR efforts to date, and a specific ADR plan for the case, including compliance with ADR L.R. 3-5 and a description of key discovery or motions necessary to position the parties to negotiate a resolution.

13.   Consent to Magistrate Judge For All Purposes: Whether all parties will consent to have a magistrate judge conduct all further proceedings including trial and entry of judgment. ___ Yes   ___ No

14.   Other References: Whether the case is suitable for reference to binding arbitration, a special master, or the Judicial Panel on Multidistrict Litigation.

15.   Narrowing of Issues: Issues that can be narrowed by agreement or by motion, suggestions to expedite the presentation of evidence at trial (e.g., through summaries or stipulated facts), and any request to bifurcate issues, claims, or defenses.

16.   Expedited Trial Procedure: Whether this is the type of case that can be handled under the Expedited Trial Procedure of General Order No. 64 Attachment A. If all parties agree, they shall instead of this Statement, file an executed Agreement for Expedited Trial and a Joint Expedited Case Management Statement, in accordance with General Order No. 64 Attachments B and D.

17.   Scheduling: Proposed dates for designation of experts, discovery cutoff, hearing of

dispositive motions, pretrial conference and trial.

18.   Trial: Whether the case will be tried to a jury or to the court and the expected

length of the trial.

19.   Disclosure of Non-party Interested Entities or Persons: Whether each party has

filed the "Certification of Interested Entities or Persons" required by Civil Local Rule 3-16.

In addition, each party must restate in the case management statement the contents of

its certification by identifying any persons, firms, partnerships, corporations (including

parent corporations) or other entities known by the party to have either: (i) a financial

interest in the subject matter in controversy or in a party to the proceeding; or (ii) any

other kind of interest that could be substantially affected by the outcome of the

proceeding.

20.   Professional Conduct: Whether all attorneys of record for the parties have

reviewed the Guidelines for Professional Conduct for the Northern District of California.

21.   Such other matters as may facilitate the just, speedy and inexpensive disposition

of this matter.

IT IS SO ORDERED.

Dated: January 28, 2016

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PHYLLIS J. HAMILTON
United States District Judge