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2 UNITED STATES DISTRICT COURT  
3 NORTHERN DISTRICT OF CALIFORNIA

4 **ROBERT LAY,**

5 Plaintiff,

6 v.

7 **SCHMIDBAUER LUMBER, INC.,**

8 Defendant.

Case No. 17-cv-03819-YGR

**CASE MANAGEMENT AND PRETRIAL ORDER**

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10 **TO ALL PARTIES AND COUNSEL OF RECORD:**

11 The Court has reviewed and considered the parties' Joint Initial Case Management  
12 Conference Statement. Accordingly, the Court **VACATES** the Case Management Conference  
13 currently set for November 27, 2017. The Court hereby sets the following trial and pretrial dates:

14 **PRETRIAL SCHEDULE**

15 CASE MANAGEMENT CONFERENCE: Monday, February 5, 2018 at 2:00 p.m.

16 REFERRED TO ADR TO BE COMPLETED BY: January 24, 2018 re Private Mediation

17 LAST DAY TO JOIN PARTIES OR AMEND PLEADINGS: None without court approval

18 NON-EXPERT DISCOVERY CUTOFF: May 1, 2018

19 DISCLOSURE OF EXPERTS (RETAINED/NON- Opening: August 10, 2018  
20 RETAINED): Rebuttal: August 24, 2018

21 EXPERT DISCOVERY CUTOFF: September 24, 2018

22 DISPOSITIVE MOTIONS<sup>1</sup> / DAUBERT MOTIONS To BE  
23 HEARD BY: July 10, 2018

24 COMPLIANCE HEARING (*SEE PAGE 2*) Friday, October 26, 2018 at 9:01 a.m.

25 JOINT PRETRIAL CONFERENCE STATEMENT: November 2, 2018

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28 <sup>1</sup> See Standing Order regarding Pre-filing Conference Requirements for motions for summary judgment.

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PRETRIAL CONFERENCE: Friday, November 16, 2018 at 9:00 a.m.

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TRIAL DATE AND LENGTH: Monday, December 3, 2018 at 8:30 a.m.

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The parties may request a Case Management Conference prior to February 5, 2018 if necessary.

Pursuant to the Court’s Pretrial Instructions in Civil Cases at Section 2, trial counsel shall meet and confer in advance of the Pretrial Conference. The compliance hearing on Friday, October 26, 2018 at 9:01 a.m. is intended to confirm that counsel have reviewed the Court’s Pretrial Setting Instructions and are in compliance therewith. The compliance hearing shall be held in the Federal Courthouse, 1301 Clay Street, Oakland, California, in Courtroom 1. Five (5) business days prior to the date of the compliance hearing, the parties shall file a one-page JOINT STATEMENT confirming they have complied with this requirement or explaining their failure to comply. If compliance is complete, the parties need not appear and the compliance hearing will be taken off calendar. Telephonic appearances will be allowed if the parties have submitted a joint statement in a timely fashion. Failure to do so may result in sanctions.

As set forth above, the parties are REFERRED to private mediation. The parties shall provide the Court with the name of an agreed-upon mediator by **November 9, 2017** by filing a JOINT Notice. A compliance hearing regarding mediation shall be held on **Friday, November 17, 2017** on the Court's 9:01a.m. calendar, in the Federal Courthouse, 1301 Clay Street, Oakland, California, in courtroom 1. By **November 9, 2017**, the parties shall file either the JOINT Notice or a one-page JOINT STATEMENT setting forth an explanation for their failure to comply. If compliance is complete, the parties need not appear and the compliance hearing will be taken off calendar. Telephonic appearances will be allowed if the parties have submitted a joint statement in a timely fashion.

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The parties must comply with both the Court’s Standing Order in Civil Cases and Standing Order for Pretrial Instructions in Civil Cases for additional deadlines and procedures. All Standing Orders are available on the Court’s website at <http://www.cand.uscourts.gov/ygrorders>.

**IT IS SO ORDERED.**

Dated: October 26, 2017

  
YVONNE GONZALEZ ROGERS  
UNITED STATES DISTRICT COURT JUDGE

cc: ADR