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19 Attorneys for Defendant and Counter-Claimant
 20 Gnanenthiran Jayanthan

21 **UNITED STATES DISTRICT COURT**
 22 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

23 AUTOOPT NETWORKS, INC., a California
 24 corporation,

25 Plaintiff,

26 v.

27 VIJAY KARANI, an individual; MOBILE
 TERRACE, INC., a California corporation;
 GNANENTHIRAN JAYANTHAN, an individual,

Defendants.

Case No. 4:17-cv-04714-HSG

**STIPULATION AND ~~PROPOSED~~
 ORDER FOR EXTENSION THE
 CLOSE OF FACT DISCOVERY
 DEADLINE FOR COMPLETION OF
 CERTAIN DEPOSITIONS**

Hon. Haywood S. Gilliam, Jr.

WHEREAS, pursuant to this Court's Schedule Order (Dkt. No. 34), the deadline for the close of fact and expert discovery is September 14, 2018;

WHEREAS due to scheduling conflicts and the unavailability of witnesses and counsel, additional time is needed to take or complete certain depositions. They are the deposition of Defendant Gnanenthiran Jayanthan ("Jayanthan"), Plaintiff AutoOpt Networks, Inc. ("Autoopt"),

1 and non-parties Dipesh Shah (Autoopt's principal) and Dayalini Kanagaratnam, Defendant
2 Jayanthan's spouse;

3 **WHEREAS** counsel for Jayanthan noticed the depositions of Mr. Shah and AutoOpt for
4 August 28, 2018 but was unable to complete them on that date and the position of AutoOpt was
5 that the depositions could not continue until September 12, 2018 and WHEREAS a dispute
6 continues to exist between the Parties about whether or not the deposition of Mr. Shah or the
7 deposition of AutoOpt has been commenced by Defendant which is not resolved by this
8 stipulation;

9 **WHEREAS** counsel for AutoOpt had noticed the deposition of both Defendant Mr.
10 Jayanthan and Dayalini Kanagaratnam, Defendant Jayanthan's spouse, for September 12, 2018
11 pursuant to agreement which is the same date proposed by AutoOpt for continuation of the Mr.
12 Shah and/or AutoOpt depositions.

13 **WHEREAS** the counsel for Defendant Mr. Jayanthan and counsel for Plaintiff AutoOpt
14 have met and conferred concerning the problem arising because of the timing issues described
15 above and agree that they cannot reasonably complete these depositions on September 12, 2018
16 or before the court-ordered discovery cutoff date of September 14, 2018, due to the above-
17 mentioned depositions being set on the same date and also due to a California Superior Court trial
18 start date that is set for Defendant Jayanthan's counsel on September 14, 2018 and related
19 pretrial actions needed on September 13, 2018;

20 **WHEREAS** counsel for AutoOpt has California Superior Court trial start date set on
21 September 24, 2018 which prevents these depositions from continuing until completion of that
22 trial estimated to last to mid-to late October 2018;

23 **WHEREAS** meet and confer has occurred between the undersigned counsel for the
24 parties who have stipulated and agree to the following way to resolve the above situation:

25 **NOW THEREFORE, IT IS HEREBY STIPULATED** by and between the parties,
26 through their respective attorneys of record, that in the interest of justice, the deadline for
27

1 completion of the depositions named above is extended to and including Friday, November 16,
2 2018.

3 No other court Deadline is changed by this STIPULATION which remain in effect as
4 stated in the below table:

Event	Current Court Deadline
Close of Fact and Expert Discovery except as specified in this Order	September 14, 2018
Dispositive Motion Hearing Deadline	November 15, 2018
Pretrial Conference	February 5, 2019 at 8:30 a.m.
5-Day Jury Trial	February 25, 2019 at 8:30 a.m.

11 The Parties agree that good cause exists for this extension because:

1. The parties believe that they will suffer prejudice if they are not permitted to complete the depositions of the foregoing individuals and entity; and
2. No other deadlines will be affected by this stipulation.

16 Dated: September 11, 2018

17 By: /s/ Robert E. Camors, Jr.
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Attorneys for Defendant and Counter-
Claimant Gnanenthiran Jayanthan

1 Dated: September 11, 2018

2 By: /s/ Paul J. Steiner

3 Paul J. Steiner (CA Bar No. 41117)
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5 Attorney for Plaintiff AutoOpt Networks, Inc.


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7
8 **PROPOSED ORDER**

9 Pursuant to the parties' stipulation, and good cause appearing therefor, it is hereby
10 ORDERED that the deadline for completion of the depositions named above is extended to and
11 includes Friday, November 16, 2018. Except for those depositions, the Close of Fact Discovery
12 remains September 14, 2018.

13 This modification does not change any other existing scheduling deadline, including the
14 pre-trial conference and trial dates.

15 **IT IS SO ORDERED.**

16 Dated: September 12, 2018

17
18 
19 Hon. Haywood S. Gilliam, Jr.
20 United States District Judge