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26 UNITED STATES DISTRICT COURT
27 NORTHERN DISTRICT OF CALIFORNIA

28 THOMAS A. PAULSEN, et al.
Plaintiffs,
v.
CNF, INC., et al.
Defendants.

CASE NO. C 03-03960 JW (PVT)

**JOINT STIPULATION AND
[PROPOSED] ORDER
REGARDING EXPERT
DISCLOSURE DEADLINES**

WHEREAS, the Court entered a Scheduling Order in this Matter on
January 27, 2010;

WHEREAS, on March 30, 2010, the Court entered the Joint Stipulation
and Order Regarding Class Certification Briefing and Hearing (the “Stipulation and
Order”), which modified the earlier Scheduling Order in several respects;

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WHEREAS, under the Stipulation and Order, the Court has set August 6, 2010 as the Close of Class Discovery and September 20, 2010 as the Close of Fact Discovery;

WHEREAS, under the Stipulation and Order, the Court has set August 30, 2010 as the date for the Preliminary Pretrial Conference and September 27, 2010 as the date for the hearing on Class Certification;

WHEREAS, the Stipulation and Order did not specify dates for the parties' expert disclosures, and the parties desire to have those dates made certain, given the importance of expert testimony to the case;

IT IS HEREBY STIPULATED AND AGREED BY THE PARTIES, subject to the Court's approval that:

(1) Any party wishing to present expert witness testimony with respect to a claim or defense shall lodge with the Court and serve on all parties the name, address, qualifications, resume and a written report which complies with Fed. R. Civ. P. 26(a)(2)(B) on or before September 1, 2010. Expert witness disclosure must be made with respect to a person who is either (a) specially retained or specially employed to provide expert testimony pursuant to Fed. R. Evid. 702 or (b) a regular employee or agent who may be called to provide expert opinion testimony;

(2) If the testimony of an expert is intended solely to contradict or rebut opinion testimony on the same subject matter identified by another party, the party offering a rebuttal report shall make the disclosures required by Fed. R. Civ. P. 26(a)(2)(B) on or before September 30, 2010.

(3) The parties shall complete any and all depositions of designated experts no later than October 29, 2010; and

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(4) Any party objecting to the qualifications or proposed testimony of an expert must file, serve and notice a motion to exclude the expert or any portion of the expert's testimony, in writing in accordance with Civil Local Rule 7-2, for hearing on a Monday at 9 a.m., no later than November 13, 2010.

Respectfully submitted:

DATED: April 22, 2010 JEFFER, MANGELS, BUTLER & MARMARO LLP
ROBERT E. MANGELS
SUSAN ALLISON

By: _____ /s/Susan Allison
SUSAN ALLISON
Attorneys for Defendants TOWERS, PERRIN,
FORSTER & CROSBY, INC.

DATED: April 22, 2010 LEWIS, FEINBERG, LEE, RENAKER & JACKSON,
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TERESA S. RENAKER
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By: _____ /s/Teresa S. Renaker
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DATED: April 22, 2010 RUKIN HYLAND DORIA & TINDALL LLP
STEVEN M. TINDALL

By: _____ /s/Steven M. Tindall
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Attorneys for Plaintiffs

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ORDER

Pursuant to a stipulation of the parties, the parties are ordered to comply with the following expert disclosure and expert discovery schedule:

Last date to lodge with the Court and serve on all parties the name, address, qualifications, resume and a written report of expert witness(es) pursuant to Fed. R. Civ. P. 26(a)(2)(B).	September 1, 2010
Last date to lodge with the Court and serve on all parties any rebuttal expert witness report(s) required by Fed. R. Civ. P. 26(a)(2)(B).	September 30, 2010
Last date to complete any and all depositions of designated experts.	October 29, 2010
Last date for hearing motion(s) to exclude the expert or any portion of the expert's testimony.	November 13, 2010

It is so ordered:

Dated: April 28, 2010



 The Honorable James Ware
 United States District Court