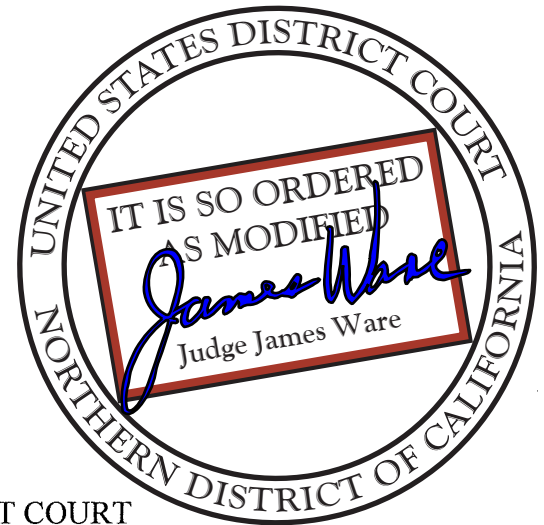


1 JAMES L. JACOBS, State Bar No. 158277  
 2 BARBARA E. TANZILLO, State Bar No. 168339  
 3 GCA LAW PARTNERS LLP  
 1891 Landings Drive  
 4 Mountain View, CA 94043  
 Telephone: (650) 428-3900  
 5 Facsimile: (650) 428-3901  
 e-mail: jjacobs@gcalaw.com  
 e-mail: btanzillo@gcalaw.com

6 Attorneys for Defendants  
 7 NAVEEN CHANANA, SANJEEV TYAGI  
 AND GAURAV GAUBA



8  
 9 UNITED STATES DISTRICT COURT  
 10 NORTHERN DISTRICT OF CALIFORNIA  
 11 SAN JOSE DIVISION

12  
 13 JAMES WARD,

14 Plaintiff,

15 vs.

16 NAVEEN CHANANA, SANJEEV TYAGI,  
 17 GAUREV GAUBA and DOE 1 through  
 DOE 20, inclusive,

18 Defendants.

No. C07 6290 JW

19  
 20 STIPULATION AND ~~PROPOSED~~  
 ORDER TO CHANGE TIME FOR ADR  
 AND TO MODIFY JANUARY 28, 2009  
 SCHEDULING ORDER

21 WHEREAS, as more fully set forth below, through this Stipulation, Plaintiff James  
 22 Ward and Defendants Naveen Chanana, Sanjeev Tyagi and Gaurev Gauba, jointly seek an  
 23 order revising various deadlines scheduled in this case to enable an orderly completion of  
 24 discovery and to permit the parties to participate in the Court's ADR program;

25 WHEREAS, pursuant to the Scheduling Order dated January 28, 2009 (the  
 26 "Scheduling Order"), this Court scheduled the following deadlines for this case:

<b>Close of All Discovery</b>	December 14, 2009
<b>Last Date for Hearing Dispositive Motions</b> <i>(≈ 60 days after the Close of All Discovery)</i>	February 22, 2010
<b>Preliminary Pretrial Conference</b> <i>(≈ 30 days before the Close of All Discovery)</i>	November 16, 2009
<b>Preliminary Pretrial Conference Statements</b> <i>(Due 10 days before conference)</i>	November 6, 2009
<b>Deadline for parties to contact Court's ADR Program</b> <i>(15 days after the date of this Order)</i>	February 12, 2009

WHEREAS, the parties contacted the Court's ADR Program to discuss an appropriate ADR process for this case by February 12, 2009 and understood that this matter would be recommended for ADR, and that the parties should await the issuance of the Court's order regarding ADR;

WHEREAS, the parties have not yet been ordered to ADR;

WHEREAS, the parties have engaged in discovery but have not yet completed discovery and there remains additional outstanding discovery that the parties intend to pursue and for which they desire additional time to enable them to complete that discovery in the most efficient manner;

WHEREAS, in addition, one of the Defendants is presently out of the country and is scheduled to be out of the country through the current deadline for the close of discovery and therefore will not be available in California to be deposed before the current deadline for the close of discovery;

WHEREAS, all parties desire to have an additional period of approximately four months to fully complete discovery as well as to participate in the Court's ADR Program;

WHEREAS, the parties believe that a modification to the current Scheduling Order will enable them to complete discovery in an efficient manner and will also enable them to participate in the Court's ADR Program prior having to complete discovery, which could result in additional cost savings and efficiencies.

1 NOW, THEREFORE, IT IS HEREBY STIPULATED BY AND BETWEEN THE  
2 PARTIES HERETO THROUGH THEIR RESPECTIVE COUNSEL, AS FOLLOWS:

3 1. That the operative dates set forth in the Court's Scheduling Order be revised  
4 as follows:

EVENT	OLD DEADLINE	NEW DEADLINE
Close of All Discovery	Dec. 14, 2009	March 15, 2010
Last Date for Hearing Dispositive Motions ( <i>≈ 60 days after the Close of All Discovery</i> )	Feb. 22, 2010	May 17, 2010
Preliminary Pretrial Conference ( <i>≈ 30 days before the Close of All Discovery</i> )	Nov. 16, 2009	February 22, 2010
Preliminary Pretrial Conference Statements ( <i>Due 10 days before conference</i> )	Nov. 6, 2009	February 12, 2010
Deadline for parties to contact Court's ADR Program ( <i>15 days after the date of this Order</i> )	Feb. 12, 2009	November 23, 2009

19 Dated: October 28, 2009

GCA LAW PARTNERS LLP

21 By: 

James L. Jacobs  
Barbara E. Tanzillo

24 Attorneys for Defendants  
NAVEEN CHANANA, SANJEEV TYAGI  
AND GAURAV GAUBA

1 Dated: October 28, 2009

THE EPSTEIN GROUP

2  
3 By: 

Mark Epstein

4 Julia M. Adams

5 Jessica L. Chylik

6 Attorneys for Plaintiff  
7 JAMES WARD

8 **ORDER**

9 PURSUANT TO STIPULATION, IT IS SO ORDERED AS MODIFIED ABOVE.

10 No further extension will be granted since the parties have had well over a year to  
11 complete their discovery.

12 Dated: November 12, 2009

  
13 JAMES WARE

14 United States District Judge  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28