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4 Attorneys for Defendant John Deere Construction & Forestry Company

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

11 STEVE MUSCATELL,	)	No. CV 08-00361 JW PVT
	)	
12 Plaintiff,	)	
	)	<b>STIPULATION AND ORDER</b>
13 v.	)	<b>REGARDING DISCOVERY DATES</b>
	)	
14 JOHN DEERE CONSTRUCTION	)	
AND FORESTRY COMPANY; PAPÉ	)	
15 MACHINERY, INC. AND DOES 1	)	
THROUGH 20,	)	
	)	
16 Defendants.	)	
17 _____	)	

18  
19 WHEREAS, the parties to this action have previously filed two motions related to a dispute  
20 regarding plaintiff's disclosure of liability experts and the completion of discovery, including a  
21 motion by Papé Machinery, Inc. to bar the further disclosure of experts by plaintiff (see Docket No.  
22 30), and a motion by plaintiff to extend the deadline to disclose experts (Docket No. 43);

23 WHEREAS, the Court issued an order on April 10, 2009 granting plaintiff's motion to  
24 extend the deadline for disclosing experts and modifying its previous scheduling order (Docket No.  
25 53);

26 WHEREAS, the parties have met and conferred regarding the discovery that needs to be  
27 completed, and regarding dates that are available to conduct necessary depositions;



1 **IT IS SO STIPULATED.**

2 Dated: April \_\_, 2009

THE BOCCARDO LAW FIRM, INC.

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4 By:           /s/ John C. Stein            
JOHN C. STEIN  
Attorneys for Plaintiff

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6 Dated: April \_\_, 2009

RYAN & FONG

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8 By:           /s/ Rebekka Martorano            
REBEKKA MARTORANO  
Attorneys for Defendant John Deere  
Construction & Forestry Company

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11 Dated: April \_\_, 2009

JOSEPH COSTELLA & ASSOCIATES

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13 By:           /s/ Harry Gilbert            
HARRY GILBERT  
Attorneys for Papé Machinery, Inc.

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16 **IT IS SO ORDERED.**

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18 DATED:         June 12, 2009                

  
\_\_\_\_\_  
JAMES WARE  
United States District Judge