

1 BRIAN S. KABATECK SBN 152054
 RICHARD L. KELLNER SBN 171416
 2 ALFREDO TORRIJOS SBN 222458
 KABATECK BROWN KELLNER LLP
 3 644 South Figueroa Street
 Los Angeles, California 90017
 4 Telephone: (213) 217-5000
 Facsimile: (213) 217-5010
 5
 Attorneys for Plaintiff and the Proposed Class
 6 DAVID ALMEIDA

7
 KEKER & VAN NEST, LLP
 8 DARALYN J. DURIE - #169825
 DAVID J. SILBERT - #173128
 9 RYAN M. KENT - #220441
 ALYSE BERTENTHAL - #253012
 10 710 Sansome Street
 San Francisco, CA 94111-1704
 11 Telephone: (415) 391-5400
 Facsimile: (415) 397-7188

12 Attorneys for Defendant
 13 GOOGLE INC., a Delaware corporation

14
 15 UNITED STATES DISTRICT COURT
 16 NORTHERN DISTRICT OF CALIFORNIA
 17 SAN JOSE DIVISION

19 DAVID ALMEIDA, individually and on
 behalf of all others similarly situated,

20 Plaintiff,

21 v.

22 GOOGLE, INC., a Delaware corporation; and
 23 DOES 1 through 10, inclusive,

24 Defendants.

Case No. C 08-02088 RMW (PVTx)

**[PROPOSED] SCHEDULING AND CASE
 MANAGEMENT ORDER**

1 Plaintiff David Almeida and defendant Google Inc. came on for a case management
2 conference on August 15, 2008. Having considered the Joint Case Management Statement, the
3 arguments presented by counsel and good cause appearing therefore, the Court hereby orders as
4 follows:

5 **I. ALTERNATIVE DISPUTE RESOLUTION**

6 The parties have filed a Stipulation and Proposed Order selecting mediation as their
7 preferred ADR process and will complete said mediation process no later than June 9, 2009.

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9 **II. DISCLOSURES**

10 Google Inc. will make the disclosures required by Rule 26, Federal Rule of Civil
11 Procedure within thirty days of the case management conference.

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13 **III. DISCOVERY**

14 The parties may pursue all discovery methods available under the Federal Rules of Civil
15 Procedure (including depositions, interrogatories, requests for admission, and requests for
16 production) and will follow the presumptive limits set forth in those Rules, except that the Court
17 orders the limit on depositions made by F.R.Civ.P. 30(a)(2)(A)(i) be changed from a maximum
18 of ten depositions to an equivalent maximum hourly quota of 70 hours to be used at the
19 discretion of each party.

20 The parties shall abide by the following discovery schedule:

21	November 2, 2009	Non-expert discovery cut-off
22	November 9, 2009	Expert opening reports
23	November 23, 2009	Expert opposition reports
24	December 7, 2009	Expert reply reports
25	December 14, 2009	Expert discovery cut-off
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IV. CLASS CERTIFICATION BRIEFING SCHEDULE

The following schedule shall apply to Plaintiff’s anticipated motion for class certification:

- April 3, 2009 Last day for Plaintiff to file and serve: (1) expert report(s) on class certification; and (2) motion for class certification.
- May 8, 2009 Last day for Defendant to file and serve: (1) expert report(s) on class certification; and (2) opposition to motion for class certification.
- May 22, 2009 Last day for Plaintiff to file and serve reply in support of motion for class certification.
- June 19, 2009 Hearing on motion for class certification.

IT IS SO ORDERED.

Dated:

By: _____
The Honorable Ronald M. Whyte
United States District Court Judge