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**** E-filed October 22, 2009 ****

NOT FOR CITATION
IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

CRYOTECH INTERNATIONAL, INC., a
Delaware Corporation, fka VBS
INDUSTRIES INCORPORATED,

No. C08-02921 HRL

**INTERIM ORDER GRANTING
PLAINTIFF'S MOTION TO
CONTINUE FACT DISCOVERY**

Plaintiff,

v.

[Re: Docket No. 124]


TECHNIFAB PRODUCTS, INC., an Indiana
Corporation; and DOES 1-50 inclusive,

Defendant.

_____ /

Plaintiff Cryotech International, Inc. ("Cryotech") moved to compel discovery responses from defendant Technifab Products, Inc. ("Technifab") and for sanctions. In the same motion, Cryotech also requested that this court continue the fact discovery deadline to November 20, 2009. This court previously granted the parties' stipulation to modify the scheduling order, but did not expand fact discovery because Technifab did not agree to such at the time. (Docket No. 125.) However, Technifab has now notified the court that it does not oppose Cryotech's request to continue fact discovery. Accordingly, IT IS ORDERED that the fact discovery deadline is extended to November 20, 2009. The remaining issues in Cryotech's motion remain on calendar for a hearing on November 17, 2009.

Dated: October 22, 2009



HOWARD R. LLOYD
UNITED STATES MAGISTRATE JUDGE

United States District Court
For the Northern District of California

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