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13 Attorneys for Defendant
14 PHT CORPORATION

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

18
 19 **SUE F. BLECMAN, an individual**
 20 **Plaintiff,**

21 **V.**

22 **PHT CORPORATION, a Delaware**
corporation,
 23 **Defendants.**

Case No. C 08-03340 RMW

24 **STIPULATION AND AMENDED CASE**
MANAGEMENT CONFERENCE AND
 25 **ORDER**

1 Plaintiff Sue F. Blecman, its successors and/or assigns by and through her counsel of
2 record, Hallmark Law Firm, Cynthia A. Laica, Esq., and Defendant PHT Corporation, its
3 successors and/or assigns by and through its counsel of record, Littler Mendelson APC, Michael
4 W. Warren Esq. and, in the within matter, hereby stipulate to the following.
5

6 **IT IS SO STIPULATED:**
7

8 1. The respective parties had scheduling conflicts in meeting the Ordered, court
9 mediation program deadline of April 24, 2009. The parties have agreed to conducting
10 mediation at a later date to accommodate the scheduling conflicts. The current scheduled date
11 for mediation is May 18, 2009.
12

13 2. The majority of oral depositions in this matter will be conducted in Boston,
14 Massachusetts. To conserve resources the respective parties have agreed to postpone all oral
15 depositions pending the conclusion of mediation.
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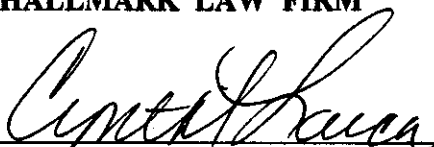
17 3. To conserve resources for all parties, the respective parties have agreed to
18 postpone all discovery motion hearings pending the conclusion of mediation.
19

20 4. Mediation will be held in approximately sixty (60) days, in those sixty (60) days
21 the significant portion of the discovery process will be suspended pending the conclusion of
22 mediation. The respective parties have agreed to adjust the deadlines and dates prepared in the
23 Case Management Order and executed by this Honorable Court on December 24, 2008, by
24 pushing the dates back by approximately sixty (60) dates, including the trial date.
25

1 Accordingly, the respective parties request that this Honorable Court execute an amended
2 Case Management Order that reflects the parties agreements.
3
4

5 Dated: March 20, 2009

HALLMARK LAW FIRM



CYNTHIA A. LAICA
Attorneys for Plaintiff
SUE F. BLECMAN

10
11
12
13 Dated: March 20, 2009

LITTLER MENDELSON, APC

14
15 By: 

MICHAEL W. WARREN
Attorneys for Defendant
PHT CORPORATION

1 **ORDER**

2
3 The Case Management Conference in the above referenced matter came on for hearing on
4 December 12, 2008, before the Honorable Ronald M. Whyte, United States District Court Judge.
5 The Case Management Order executed by this Honorable Court on December 24, 2008, is
6 amended.

7 Good cause appearing, it is HEREBY ORDERED:

- 8 1. Mediation shall be completed by May 29, 2009.
- 9 2. Discovery cutoff is October 21, 2009.
- 10 3. Supplemental Discovery is due September 15, 2009.
- 11 4. Discovery limits are as follows:
- 12 a. Interrogatories: up to 40 per party.
- 13 b. Requests for Admission: up to 25 per party.
- 14 c. Depositions: up to 10 per party, not including experts.
- 15 d. All Depositions, including experts, shall be limited to 7 hours each. The
- 16 parties may stipulate to extend the deposition time of each deponent, and
- 17 counsel will use reasonableness when requesting or denying an extension of
- 18 time for the deposition of each deponent. If the parties cannot agree, either
- 19 party may bring a motion to extend the deposition time of each deponent and
- 20 may request expenses and costs before this Court.
- 21 5. Expert Disclosure shall proceed as follows:
- 22 a. Designation of experts on July 29, 2009.
- 23 b. Designation of rebuttal experts on August 12, 2009.
- 24 c. Exchange of expert reports on October 3, 2009.
- 25 d. Expert Discovery cut-off is October 28, 2009.
6. Last day for hearing on Dispositive Motions is December 11, 2009.

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7. The parties must file a Joint Pretrial Statement on December 30, 2010.

8. The Pretrial Conference is scheduled for January 07, 2010.

9. Trial in this matter is set for January 19, 2010.

FINAL CONTINUANCE

DATED: 4/21/09

Ronald M. Whyte

Honorable Ronald M. Whyte
United States District Court Judge

APPROVED AS TO FORM:

Dated: March 20, 2009

[Signature]

Michael W. Warren
LITTLER MENDELSON
A Professional Corporation
Attorneys for Defendant
PHT CORPORATION

Dated: March 20, 2009

[Signature]

Cynthia A. Laica
HALLMARK LAW FIRM
Attorneys for Plaintiff
SUE F. BLECMAN