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 16 THE CENTRAL INSTITUTE FOR EXPERIMENTAL ANIMALS

17 UNITED STATES DISTRICT COURT

18 FOR THE NORTHERN DISTRICT OF CALIFORNIA

19 THE CENTRAL INSTITUTE FOR
 20 EXPERIMENTAL ANIMALS, a Japanese
 21 corporation,

22 Plaintiff,

23 v.

24 THE JACKSON LABORATORY, a Maine
 25 corporation,

26 Defendant.

Case No.: CV 08 5568 RMW

**STIPULATED REQUEST TO CONTINUE
 CASE MANAGEMENT CONFERENCE, AND
 ORDER – CORRECTED
 VERSION**

Prior CMC Date: May 22, 2009

New CMC Date: June 5, 2009

[Declaration of Michael D. Lisi filed concurrently
 herewith]

27 AND RELATED COUNTERCLAIMS.

28 Pursuant to Civil Local Rules 6-1(b) and 6-2, Plaintiff and Cross-Defendants The Central
 Institute for Experimental Animals (“CIEA”) requests that the Case Management Conference
 currently scheduled for May 22, 2009 at 10:30 A.M. be continued until June 5, 2009. Defendant and
 Counterclaimant The Jackson Laboratory (“Jackson”) stipulates to CIEA’s request.

1 WHEREAS, CIEA filed a complaint in this action on December 12, 2008;

2 WHEREAS, on March 12, 2009, the Clerk of the Court issued a Reassignment Order
3 pursuant to which this action was reassigned from Magistrate Judge Patricia Trumbull to Judge
4 Ronald M. Whyte for all further proceedings;

5 WHEREAS, on March 17, 2009, the Court served Notice that a Case Management
6 Conference had been scheduled for April 27, 2009, before Judge Ronald M. Whyte;

7 WHEREAS, because of scheduling conflicts for Jackson’s counsel, the parties requested a
8 continuance of the Case Management Conference until May 15, 2009, which request was granted by
9 the Court;

10 WHEREAS, on May 6, 2009, the Court continued the Case Management Conference to May
11 22, 2009;

12 WHEREAS, counsel for CIEA has a scheduling conflict on that day, and will be out of town
13 on that day attending a previously set matter in another case;

14 WHEREAS, the undersigned has discussed this conflict and counsel for Jackson does not
15 oppose a postponement of the Case Management Conference;

16 WHEREAS, the undersigned has mutually determined that the next reasonably convenient
17 Friday for both sides to appear for a Case Management Conference is June 5, 2009;

18 NOW THEREFORE, IT IS HEREBY STIPULATED by and between counsel for the parties,
19 subject to Court approval, as follows:

20 The Case Management Conference in this action shall be continued from May 22, 2009, until
21 June 5, 2009 at 10:30 A.M., or the next date thereafter available on the Court’s calendar.

22 Dated: May 12, 2009

KRIEG, KELLER, SLOAN, REILLEY & ROMAN LLP

23 By: _____/s/_____

24 Kenneth E. Keller
25 Michael D. Lisi
26 Attorneys for Plaintiff
27 THE CENTRAL INSTITUTE FOR
28 EXPERIMENTAL ANIMALS

1 Dated: May 12, 2009

WOLF, GREENFIELD & SACKS, P.C.

2

3

By: _____/s/_____

4

Michael N. Rader

Attorneys for Defendant and Counterclaimant

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THE JACKSON LABORATORY

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I hereby attest that I have been authorized by Counsel for The Jackson Laboratory to execute this Stipulated Request to Reschedule Case Management Conference and [Proposed] Order.

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Executed on this 12th day of May, 2009, at San Francisco, California.

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By: _____/s/_____

Michael D. Lisi

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IT IS SO ORDERED.

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Dated: 5/20/09

Ronald M. Whyte

UNITED STATES DISTRICT JUDGE

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