The Central Institute for Experimental Animals -v- The Jackson Laboratory Doc. 95

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E-FILED - 11/17/09

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

THE CENTRAL INSTITUTE FOR EXPERIMENTAL ANIMALS, a Japanese corporation, Plaintiff, vs. THE JACKSON LABORATORY, a Maine corporation, Defendant.	**Case No. CV 08-5568 RMW** **STIPULATED REQUEST AND [] ORDER TO EXTEND THE MEDIATION DEADLINE**

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WHEREAS, on April 17, 2009, this Court referred the above-captioned case to the ADR Department for mediation, and ordered the parties to complete mediation no later than July 16, 2009 (D.I. 43);

WHEREAS, on April 23, 2009, this Court appointed Jack Russo, Esq. of Russo & Hale as the mediator (D.I. 45);

WHEREAS, on two separate occasions, the parties were able to schedule dates with Mr. Russo for the mediation, for August 16, 2009 and September 2, 2009, respectively, but counsel for the parties each had unexpected medical conditions that required postponement of the scheduled mediations;

WHEREAS, the parties have conferred among themselves and communicated with Mr. Russo about scheduling a new date for the mediation and determined that November 12, 2009 is the earliest agreeable date for mediation;

WHEREAS, the parties respectfully request an extension of the mediation deadline to November 12, 2009;

NOW, THEREFORE, IT IS HEREBY STIPULATED and agreed by and between the parties, through their respective counsel of record, that the deadline to complete mediation shall be extended to November 12, 2009.

Dated: November 2, 2009

By: ___/s/_____
KRIEG, KELLER, SLOAN, REILLEY
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Attorneys for Plaintiff
THE CENTRAL INSTITUTE FOR
EXPERIMENTAL ANIMALS

Dated: November 2, 2009

By: ___/s/_____
Michael N. Rader
WOLF, GREENFIELD & SACKS, P.C.

Attorneys for Defendant
THE JACKSON LABORATORY

I hereby attest that I have been authorized by Counsel for The Jackson Laboratory to execute this Stipulated Request and [Proposed] Order to Extend the Mediation Deadline.

Executed on this 2nd day of November, 2009.

By: ___/s/_____
Kenneth E. Keller

ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: _ 11/17/09 ___

Ronald M. Whyte
UNITED STATES DISTRICT JUDGE