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 WIPRO, INC., a Delaware Corporation

8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA
 10 SAN FRANCISCO DIVISION

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 12 PRAVIN JAIN, RANDY HOLTHAUS,
 13 DILIP KUKREJA, MARK WARNER, and
 DOUGLAS TANNER,

14 Plaintiffs,

15 v.

16 WIPRO, INC., a Delaware corporation,

17 Defendants.

CASE NO. 5:09-cv-02743-RS

**STIPULATION TO MODIFY CASE
 MANAGEMENT SCHEDULING ORDER;
 [PROPOSED] ORDER**

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 19 IT IS HEREBY STIPULATED, by and between Plaintiffs PRAVIN JAIN, RANDY
 20 HOLTHAUS, DILIP KUKREJA, MARK WARNER, and DOUGLAS TANNER (collectively
 21 “Plaintiffs”) and Defendant WIPRO, INC. (“Wipro” or “Defendant”), through their respective
 22 counsel of record, and pursuant to Civil Local Rule 6-2, that the Case Management Scheduling
 23 Order filed on June 30, 2011 (“Scheduling Order”)(Doc. 125), be modified to allow expert
 24 depositions, non-party witness Ashwin Kedia’s (“Kedia”) deposition, and the deposition of
 25 Deepak Chandran (“Chandran”), to be taken on or before November 15, 2011. The parties
 26 further request that the Case Management Conference currently set for September 15, 2011, be
 27 vacated and reset to November 17, 2011, following the completion of these depositions.

28 Pursuant to the Scheduling Order and Order Re: Discovery filed on August 19, 2011

1 (Doc. 129), expert and non-expert discovery was to be completed on or before September 15,
2 2011. The parties are working together to schedule the depositions of their experts. In order to
3 accommodate the availability of the experts and counsel, the parties agree to extend the time to
4 complete expert depositions to September 15, 2011.

5 The deposition of non-party witness Kedia is currently scheduled for September 6, 2011,
6 pursuant to a properly served subpoena. The parties stipulate as set forth herein because Kedia
7 has recently informed counsel for Wipro that he is currently in India attending to his sick mother
8 and was still to be in India on September 6, 2011. Kedia further stated that his early departure
9 from India and return to the United States would cause discomfort for him and his family. The
10 modification to the Scheduling Order will permit Kedia to avoid the expense and other hardships
11 of returning to the United States for deposition on September 6, 2011.

12 Chandran is a PMK witness for Wipro and resides in India. His deposition was taken in
13 India, but was not completed. Chandran is currently in Singapore and the parties are working
14 together to schedule his further deposition here in the United States.

15 Trial in this matter is not scheduled to commence until September 10, 2012. *See* Doc. No.
16 125. Allowing the depositions of the experts, Kedia, and Chandran to be completed on or before
17 November 15, 2011, will not prejudice the parties, or impose any burden on the Court.

18 Further, the parties request that the Case Management Conference currently scheduled for
19 September 15, 2011, be vacated and reset to November 17, 2011, following the completion of
20 these depositions.

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1 IT IS SO STIPULATED:

2 Dated: September 1, 2011

ROPERS, MAJESKI, KOHN & BENTLEY

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By: /s/ Michael J. Ioannou

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MICHAEL J. IOANNOU

Attorneys for Defendant

WIPRO, INC.

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6 Dated: September 1, 2011

SUSMAN GODFREY LLP

7

By: /s/ Stephen E. Morrissey

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STEPHEN E. MORRISSEY

Attorneys for Plaintiffs

PRAVIN JAIN, RANDY HOLTHAUS,

DILIP KUKREJA, MARK WARNER, and

DOUGLAS TANNER

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11 I, Michael J. Ioannou, am the ECF user whose identification and password are being used
12 to file this stipulation. In compliance with General Order 45.X.B, I hereby attest that the other
13 signatory has concurred in this filing.

14 Dated: September 1, 2011

ROPERS, MAJESKI, KOHN & BENTLEY

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By: /s/ Michael J. Ioannou

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MICHAEL J. IOANNOU

Attorneys for Defendant

WIPRO, INC.

18

19 ~~PROPOSED~~ ORDER

20 Pursuant to the above stipulation,

21 IT IS HEREBY ORDERED that the Case Management Scheduling Order filed on
22 June 30, 2011 (Doc. 125), be modified to allow the depositions of the parties' experts, non-party
23 Ashwin Kedia, and Deepak Chandran, to be taken on or before November 15, 2011.

24 IT IS FURTHER ORDERED that the Case Management Conference currently scheduled
25 for September 15, 2011, be VACATED. The Case Management Conference is reset for
26 November 17, 2011.

27 Dated: 9/1/11



RICHARD SEEBORG

United States District Judge

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