I

		E-Filed 12/15/10		
1	STEPHEN E. MORRISSEY (187865) SUSMAN GODFREY L.L.P.			
2	1901 Avenue of the Stars, Suite 950 Los Angeles, CA 90067-6029			
3	Telephone: (310) 789-3100 Fax: (310) 789-3150			
4	Email: smorrissey@susmangodfrey.com			
5	DANIEL J. WALKER (admitted pro hac vice)			
6	SUSMAN GODFREY L.L.P. 1201 Third Avenue, Suite 3800			
7	Seattle, WA 98101-3000			
8	Telephone: (206) 516-3880 Fax: (206) 516-3883			
9	Email: dwalker@susmangodfrey.com Attorneys for Plaintiffs			
10				
11	UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA			
12	SAN JOSE I			
13	PRAVIN JAIN, RANDY HOLTHAUS, DILIP KUKREJA, MARK WARNER, and DOUGLAS	Case No.: 5:09-cv-02743-RS		
14	TANNER,	[PROPOSED] ORDER RE		
15		STIPULATION TO MODIFY CASE SCHEDULE		
16	Plaintiffs,			
17	VS.			
18	WIPRO, INC., a Delaware corporation, and DOES 1 THROUGH 100,			
19	Defendants.			
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		Case No. 5:09-CV-02743 RS on To Modify Case Schedule		
I	1382419v1/011249			

 The parties have been working diligently to complete discovery befor 12, 2011 deadline for non-expert discovery set forth in the modified Case Mathematical Corder, entered on September 10, 2010 ("Scheduling Order") (Docket No. includes depositions of several key witnesses located in India. The parties agreed to take the depositions of the India-based witness January 10, 2011, but two of the witnesses, Suresh Vaswani and Suresh September 10, 2011, but two of the witnesses, Suresh Vaswani and Suresh September 10, accommodate the witnesses' schedules and leave sufficient time the parties agreed to continue the pre-trial and trial dates if the parties would witnesses, including Mr. Vaswani and Mr. Senapaty, available during the 2011. Consequently, IT IS HEREBY STIPULATED between Plaintiffs and respective counsel of record, and pursuant to Civil Local Rule 6-2, that, to 	, and Douglas Tanner		
3The parties have been working diligently to complete discovery befor412, 2011 deadline for non-expert discovery set forth in the modified Case Ma5Order, entered on September 10, 2010 ("Scheduling Order") (Docket No.6includes depositions of several key witnesses located in India.7The parties agreed to take the depositions of the India-based witness8January 10, 2011, but two of the witnesses, Suresh Vaswani and Suresh S9became unavailable for that week.10To accommodate the witnesses' schedules and leave sufficient time11the parties agreed to continue the pre-trial and trial dates if the parties woul12witnesses, including Mr. Vaswani and Mr. Senapaty, available during the132011.14Consequently, IT IS HEREBY STIPULATED between Plaintiffs and15respective counsel of record, and pursuant to Civil Local Rule 6-2, that, to16the Court's calendar, the dates set forth in the Scheduling Order be modified17Close of Non-Expert Discovery18Plaintiffs' Expert Disclosures19Defendant's Expert Disclosures10Further Case Management Conference11March 18, 201112Meet and Confer re Pretrial Conference13Pretrial Motions Heard No Later Than14Submit Pretrial Statements15April 18, 2011			
412, 2011 deadline for non-expert discovery set forth in the modified Case Ma5Order, entered on September 10, 2010 ("Scheduling Order") (Docket No.6includes depositions of several key witnesses located in India.7The parties agreed to take the depositions of the India-based witness8January 10, 2011, but two of the witnesses, Suresh Vaswani and Suresh S9became unavailable for that week.10To accommodate the witnesses' schedules and leave sufficient time11the parties agreed to continue the pre-trial and trial dates if the parties woul12witnesses, including Mr. Vaswani and Mr. Senapaty, available during the132011.14Consequently, IT IS HEREBY STIPULATED between Plaintiffs and15respective counsel of record, and pursuant to Civil Local Rule 6-2, that, to16the Court's calendar, the dates set forth in the Scheduling Order be modified17Close of Non-Expert Discovery18Plaintiffs' Expert Disclosures19Defendant's Expert Disclosures10Further Case Management Conference11March 18, 201112Meet and Confer re Pretrial Conference13April 18, 201114Submit Pretrial Statements15April 18, 2011	(collectively "Plaintiffs") and Defendant Wipro, Inc. ("Wipro") agree as follows:		
5Order, entered on September 10, 2010 ("Scheduling Order") (Docket No.6includes depositions of several key witnesses located in India.7The parties agreed to take the depositions of the India-based witness8January 10, 2011, but two of the witnesses, Suresh Vaswani and Suresh S9became unavailable for that week.10To accommodate the witnesses' schedules and leave sufficient time11the parties agreed to continue the pre-trial and trial dates if the parties woul12witnesses, including Mr. Vaswani and Mr. Senapaty, available during the132011.14Consequently, IT IS HEREBY STIPULATED between Plaintiffs and15respective counsel of record, and pursuant to Civil Local Rule 6-2, that, to16the Court's calendar, the dates set forth in the Scheduling Order be modified17Close of Non-Expert Disclosures18Plaintiffs' Expert Disclosures19Defendant's Expert Disclosures10Further Case Management Conference11March 18, 201112Meet and Confer re Pretrial Conference11April 4, 201112Submit Pretrial Statements13April 18, 2011	The parties have been working diligently to complete discovery before the current January		
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8January 10, 2011, but two of the witnesses, Suresh Vaswani and Suresh S9became unavailable for that week.10To accommodate the witnesses' schedules and leave sufficient time11the parties agreed to continue the pre-trial and trial dates if the parties woul12witnesses, including Mr. Vaswani and Mr. Senapaty, available during the132011.14Consequently, IT IS HEREBY STIPULATED between Plaintiffs and15respective counsel of record, and pursuant to Civil Local Rule 6-2, that, to16the Court's calendar, the dates set forth in the Scheduling Order be modified17Close of Non-Expert Discovery18Plaintiffs' Expert Disclosures19Defendant's Expert Disclosures10Further Case Management Conference11March 24, 2011 @ 10:00 a12Meet and Confer re Pretrial Conference11April 4, 201112Pretrial Motions Heard No Later Than13April 18, 201114Submit Pretrial Statements15April 18, 2011	includes depositions of several key witnesses located in India.		
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132011.14Consequently, IT IS HEREBY STIPULATED between Plaintiffs and respective counsel of record, and pursuant to Civil Local Rule 6-2, that, to the Court's calendar, the dates set forth in the Scheduling Order be modified17Close of Non-Expert Discovery18Plaintiffs' Expert Disclosures19Defendant's Expert Disclosures19Defendant's Expert Disclosures20Further Case Management Conference21Close of Expert Discovery22Meet and Confer re Pretrial Conference23Pretrial Motions Heard No Later Than24Submit Pretrial Statements25April 18, 2011	the parties agreed to continue the pre-trial and trial dates if the parties would commit to make its		
14Consequently, IT IS HEREBY STIPULATED between Plaintiffs and15respective counsel of record, and pursuant to Civil Local Rule 6-2, that, to16the Court's calendar, the dates set forth in the Scheduling Order be modified17Close of Non-Expert Discovery18Plaintiffs' Expert Disclosures19Defendant's Expert Disclosures10Further Case Management Conference11Close of Expert Discovery12Meet and Confer re Pretrial Conference13Pretrial Motions Heard No Later Than14Submit Pretrial Statements15April 18, 2011	witnesses, including Mr. Vaswani and Mr. Senapaty, available during the week of February 7,		
 respective counsel of record, and pursuant to Civil Local Rule 6-2, that, to the Court's calendar, the dates set forth in the Scheduling Order be modified Close of Non-Expert Discovery February 28, 2011 Plaintiffs' Expert Disclosures March 7, 2011 Defendant's Expert Disclosures March 18, 2011 Further Case Management Conference March 24, 2011 @ 10:00 a Close of Expert Discovery April 4, 2011 Meet and Confer re Pretrial Conference April 7, 2011 Pretrial Motions Heard No Later Than April 18, 2011 Submit Pretrial Statements April 18, 2011 	2011.		
16the Court's calendar, the dates set forth in the Scheduling Order be modified17Close of Non-Expert DiscoveryFebruary 28, 201118Plaintiffs' Expert DisclosuresMarch 7, 201119Defendant's Expert DisclosuresMarch 18, 201120Further Case Management ConferenceMarch 24, 2011 @ 10:00 a.21Close of Expert DiscoveryApril 4, 201122Meet and Confer re Pretrial ConferenceApril 7, 201123Pretrial Motions Heard No Later ThanApril 18, 201124Submit Pretrial StatementsApril 18, 2011	Consequently, IT IS HEREBY STIPULATED between Plaintiffs and Wipro, through their		
17Close of Non-Expert DiscoveryFebruary 28, 201118Plaintiffs' Expert DisclosuresMarch 7, 201119Defendant's Expert DisclosuresMarch 18, 201120Further Case Management ConferenceMarch 24, 2011 @ 10:00 a21Close of Expert DiscoveryApril 4, 201122Meet and Confer re Pretrial ConferenceApril 7, 201123Pretrial Motions Heard No Later ThanApril 18, 201124Submit Pretrial StatementsApril 18, 2011	respective counsel of record, and pursuant to Civil Local Rule 6-2, that, to the extent allowed by		
Close of Non-Expert DiscoveryFebruary 28, 201118Plaintiffs' Expert DisclosuresMarch 7, 201119Defendant's Expert DisclosuresMarch 18, 201120Further Case Management ConferenceMarch 24, 2011 @ 10:00 a.21Close of Expert DiscoveryApril 4, 201122Meet and Confer re Pretrial ConferenceApril 7, 201123Pretrial Motions Heard No Later ThanApril 18, 201124Submit Pretrial StatementsApril 18, 2011	the Court's calendar, the dates set forth in the Scheduling Order be modified as follows:		
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22Meet and Confer re Pretrial ConferenceApril 7, 201123Pretrial Motions Heard No Later ThanApril 18, 201124Submit Pretrial StatementsApril 18, 2011			
24 Submit Pretrial Statements April 18, 2011			
25Final Pre-Trial ConferenceApril 28, 2011 @ 10:00 a.r.			
	n.		
26Jury Trial BeginsMay 2, 2011			
27			
28			
<u>Proposed</u> Order Re Stipulation To Modify Case Schedu	1 Case No. 5:09-CV-02743 RS		
1382419v1/011249			

1	IT IS SO STIPULATED.	
2	Dated: December 14, 2010	SUSMAN GODFREY LLP
3		
4		
5		By: /s/ Stephen E. Morrissey
6		Stephen E. Morrissey (187865) 1901 Avenue of the Stars, Suite 950
7 8		Los Angeles, CA 90067-6029 (310) 789-3100 (310) 789-3150 (fax)
9		Email: smorrissey@susmangodfrey.com
9 10		Daniel J. Walker (admitted <i>pro hac vice</i>) SUSMAN GODFREY L.L.P.
11		1201 Third Avenue, Suite 3800 Seattle, Washington 98101-3000
12		(206) 516-3880 (206) 516-3883 (fax) Email: dwalker@susmangodfrey.com
13		Attorneys for Plaintiffs
14		
15	Dated: December 14, 2010	MICHAEL J. IOANNOU DANIEL P. MCKINNON
16		ROPERS, MAJESKI, KOHN & BENTLEY
17		By: /s/ Michael J. Ioannou (with permission)
18		Michael J. Ioannou Attorneys for Defendant Wipro, Inc.
19		morneys for Defendant repro, me.
20		
21	I, Stephen E. Morrissey, am the ECF user whose identification and password are being	
22	used to file this [proposed] order re stipulation to modify case schedule. In compliance with	
23	General Order 45.X.B, I hereby attest that the other signatory has concurred in this filing.	
24	Datad: Dagarshar 14, 2010	SUSMAN CODEDEVII D
25	Dated: December 14, 2010	SUSMAN GODFREY L.L.P.
26		By: /s/ Stephen E. Morrissey STEPHEN E. MORRISSEY
27		Attorneys for Plaintiffs Pravin Jain, Randy Holthaus, Dilip Kukreja, Mark Warner, And Douglas Tanner
28		2 Case No. 5:09-CV-02743 RS

2 3		ORDERED, that the dates set forth in the modified	
3	Case Management Scheduling Order, enter		
		Case Management Scheduling Order, entered on September 10, 2010 ("Scheduling Order")	
4	(Docket No. 33) be modified as follows:		
5	Close of Non-Expert Discovery	February 28, 2011	
6	Plaintiffs' Expert Disclosures	March 7, 2011	
7	Defendant's Expert Disclosures	March 18, 2011	
8	Further Case Management Conference	March 24, 2011 @ 10:00 a.m.	
9	Close of Expert Discovery	April 4, 2011	
10	Meet and Confer re Pretrial Conference	April 7, 2011	
11	Dispositive Pretrial Motions Heard No Later Than	April 18, 2011 April 7, 2011	
12	Submit Pretrial Statements	April 18, 2011	
13 14	Final Pre-Trial Conference	April 28, 2011 @ 10:00 a.m.	
14 15	Jury Trial Begins	May 2,-2011	
		May 9, 2011 @ 10:00 a.m.	
16 17	IT IS FURTHER ORDERED that the parties make their India-based witnesses, Sanjeesh		
17	Gupta, Deepak Chandran, Bipin Paracha, Krishnan Subramanian, Neeraj Jaitley, Dilip Kukreja		
18	Rhagavendran Swaminathan, Suresh Vaswani, Indroneel Dutt, and Suresh Senapaty, available for		
19	deposition the week of February 7, 2011.		
20			
21	Dated: <u>12/14/10</u> , 2010		
22	В	y: Rihlsehr	
23		Honorable Richard Seeborg UNITED STATES DISTRICT JUDGE	
24		UNITED STATES DISTRICT JUDGE	
25			
26			
27			
28	3	Case No. 5:09-CV-02743 RS	
	[Proposed] Order Re Stipulation To Modify Case Schedule		