

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

KAUFMAN, ET AL.,

Case No. 5:10-02856 EJD

Plaintiffs,

CASE MANAGEMENT ORDER

v.

TRAVLERS PROPERTY CASUALTY
COMPANY OF AMERICA,

Defendant.

On November 4, 2011, the parties appeared before Judge Edward J. Davila for a case management conference. Based on the parties' Joint Case Management Statement and the discussions held at the conference,

IT IS HEREBY ORDERED that the parties have leave of court to conduct discovery related to the "New Claims" as that term is defined in the Joint Case Management Statement. ECF No. 145 at 9:20-28. Discovery is permitted as follows.

- Each party is granted leave to propound an additional 25 interrogatories in connection with the New Claims.
- Each side is granted leave to take new 10 fact witness depositions in connection with the New Claims.

- To the extent any party requires the deposition testimony of a witness who has already been deposed in the case to provide testimony regarding the New Claims, leave is granted. Furthermore, the time previously utilized in deposition of a previously called witness counts toward the 7-hour maximum. KB Homes, however, is permitted an additional 4 hours to depose Patricia Dlugokenski.

IT IS FURTHER ORDERED that the following schedule shall apply to this case:

EVENT	DEADLINE
Depositions of Rebuttal Experts	December 20, 2011
Mutual Expert Designation Regarding the Counterclaim	February 15, 2012
Rebuttal Expert Designation Regarding the Counterclaim	March 15, 2012
Fact and Expert Discovery Cutoff	May 1, 2012
Deadline(s) for Filing Discovery Motions	<u>See</u> Civil Local Rule 37-3
Deadline for Filing Dispositive Motions ¹	June 1, 2012
Preliminary Pretrial Conference	July 6, 2012
Joint Preliminary Pretrial Conference Statement	June 26, 2012

IT IS FURTHER ORDERED that the parties shall comply with the Standing Order re Pretrial Preparation, a copy of which is available from the Clerk of the Court,² with regard to the timing and content of the Joint Preliminary Pretrial Conference Statement, and all other pretrial submissions.

IT IS SO ORDERED.

Dated: December 12, 2011


 EDWARD J. DAVILA
 United States District Judge

¹ This is the last date for *filing* dispositive motions. The actual hearing on the motion may be noticed for a date subsequent after contacting Judge Davila’s courtroom deputy.

² A copy of Judge Davila’s standing order is also available on the court’s website at www.cand.uscourts.gov by clicking first on the “Judges” button, then on Judge Davila’s name, then on the link for “Judge Davila’s Standing Orders,” and finally on the link for “Standing Order re Pretrial Preparation.”