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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

STEPHENIE ROSE,

Plaintiff,

v.

BANK OF AMERICA CORPORATION,  
ET AL.,

Defendants.

Case No. 5:11-02390 EJD

**CASE MANAGEMENT ORDER**

This case is scheduled for a Case Management Conference on January 20, 2012. Based on the parties' Joint Case Management Statement and proposed schedule (see Docket Item No. 29), the court has determined an appearance is unnecessary at this time. Accordingly, the Case Management Conference is VACATED and the parties are ordered to comply with the following schedule.

IT IS HEREBY ORDERED that the court adopts the parties' statement of disputed factual and legal issues as set forth in the Case Management Statement.

IT IS FURTHER ORDERED that the deadline for joinder of any additional parties, or other amendments to the pleadings, is April 30, 2012.

IT IS FURTHER ORDERED that the presumptive limits on discovery set forth in the Federal Rules of Civil Procedure apply.

1 IT IS FURTHER ORDERED that any disputes with respect to discovery or disclosure are  
2 referred to the assigned Magistrate Judge.

3 IT IS FURTHER ORDERED that the action is referred to private mediation.

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

5 <b>EVENT</b>	<b>DEADLINE</b>
6 Motion for Class Certification Opening Brief	November 20, 2012
7 Opposition to Motion for Class Certification	January 28, 2013
8 Reply in Support of Motion for Class Certification	February 28, 2013
9 Fact Discovery Cutoff	February 28, 2013
10 Designation of Plaintiff's Experts with Reports	December 21, 2013
11 Designation of Defendants' Experts with Reports	January 31, 2013
12 Designation of Plaintiff's Rebuttal Experts with Reports	February 15, 2013
13 Expert Discovery Cutoff	April 2, 2013
14 Deadline(s) for Filing Discovery Motions	<u>See</u> Civil Local Rule 37-3
15 Deadline for Filing Dispositive Motions <sup>1</sup>	May 6, 2013
16 Preliminary Pretrial Conference	11:00 a.m. on July 12, 2013
Joint Preliminary Pretrial Conference Statement	July 2, 2013

17 Additionally, the court notes Defendants' position that discovery focus on class certification  
18 issues first and on merits issues later. Defendants have not proposed any specific bifurcated  
19 discovery plan and have expressed a belief that the parties can cooperate. Thus, the court issues no  
20 order regarding bifurcation of discovery at this time.

21 IT IS FURTHER ORDERED that the parties shall comply with the Standing Order re Pretrial  
22 Preparation, a copy of which is available from the Clerk of the Court,<sup>2</sup> with regard to the timing and  
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24 \_\_\_\_\_  
25 <sup>1</sup> 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.

26 <sup>2</sup> A copy of Judge Davila's standing order is also available on the court's website at  
27 [www.cand.uscourts.gov](http://www.cand.uscourts.gov) by clicking first on the "Judges" button, then on Judge Davila's name, then on  
28 the link for "Judge Davila's Standing Orders," and finally on the link for "Standing Order re Pretrial  
Preparation."

1 content of the Joint Preliminary Pretrial Conference Statement, and all other pretrial submissions.

2 **IT IS SO ORDERED.**

3 Dated: January 17, 2012

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EDWARD J. DAVILA  
United States District Judge

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