

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

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Sonstegard Foods Company,	)	
a South Dakota corporation	)	
	)	
Plaintiff/Counterclaim Defendant,	)	Court File No.: 0:05-cv-532 DWF/AJB
	)	
v.	)	<b>STIPULATION REGARDING</b>
	)	<b>TRIAL READY DATE AND FACT</b>
	)	<b>DISCOVERY</b>
Wellington Underwriting, Inc.,	)	
a foreign corporation	)	
	)	
Defendant/Counterclaim Plaintiff.	)	

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WHEREAS, counsel for Plaintiff Sonstegard Foods Company (“Sonstegard”) has a long-planned family vacation in March 2007; and

WHEREAS Defendant Wellington Underwriting, Inc. (“Wellington”), pursuant to 7 C.F.R. § 1.214, served a subpoena on October 6, 2006 seeking a videotaped trial deposition of Dr. Miller, a USDA Food Services Inspection Service (“FSIS”) Circuit Supervisor; and

WHEREAS, the USDA General Counsel and FSIS has authorized Dr. Miller to appear for a videotaped trial deposition under Wellington’s subpoena on November 6, 2006; and

THEREFORE, Sonstegard and Wellington, by and through their undersigned counsel, hereby agree and stipulate as follows:

- This case shall be ready for a jury trial on April 1, 2007, or upon resolution of any pending dispositive motions.
- Sonstegard Foods will produce Dr. Phillip Sonstegard for a discovery deposition at a mutually agreed upon date between November 13 and December 15, 2006;
- All discovery, of any kind, including expert depositions, shall be commenced in time to be completed on or before December 15, 2006.

/s/ James C. Erickson

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