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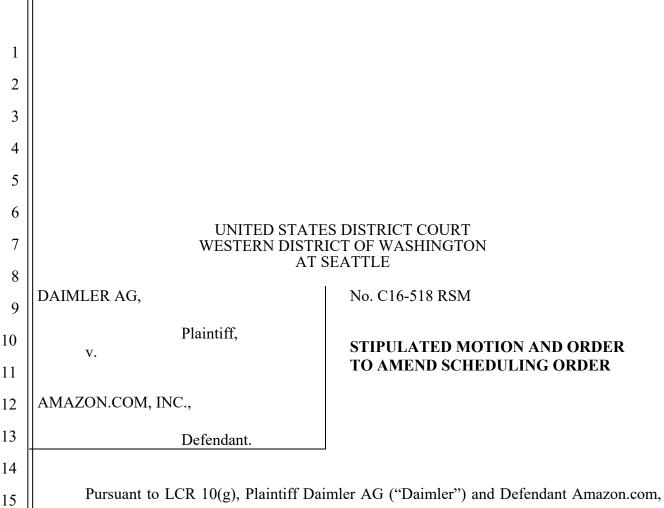
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Pursuant to ECK 10(g), Plaintin Daimer AG (Daimer) and Defendant Anazon.com,
Inc. ("Amazon") respectfully stipulate and jointly move the Court to amend the Order Setting
Trial Date and Related Deadlines (Dkt. No. 39) ("Scheduling Order") by extending the trial date
and modifying the preceding dates, as noted below. This is the second time the parties have
requested an extension.

The parties respectfully submit that good cause exists for the proposed amendments to the schedule. Daimler and Amazon are presently negotiating the final terms of a settlement agreement that encompasses this proceeding, as well as a trademark infringement action between the parties in the Central District of California (Case No. 2:17-cv-07674). Accordingly, the parties anticipate finalizing their settlement and filing appropriate dismissal paperwork well within the requested extension time of 90 days. In light of the progress made towards settlement, the parties believe that a 90-day extension of all deadlines would allow them to finalize the

STIPULATED MOTION AND ORDER TO AMEND SCHEDULING ORDER - 1 (2:16-cv-00518-RSM) LAW OFFICES OF NICOLL BLACK & FEIG PLLC 1325 FOURTH AVENUE SUITE 1650 SEATTLE, WASHINGTON 98101 (206) 838-7555

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settlement and dismiss this case, or if the settlement is not finalized, finish preparing their 1 2 respective cases for trial. Such an extension would allow the parties to avoid the unnecessary 3 expenditure of time and resources and focus on resolving this matter without the need to burden 4 the Court further.

5 Daimler and Amazon, after conferring, agree that given the scope and status of the case 6 and the settlement negotiations, a 90-day extension of the trial date and modification to the 7 case schedule is warranted.

A proposed amended case schedule is set forth below.

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JURY TRIAL DATE	August 19, 2019 or later at the Court's convenience
Deadline for disclosure of expert testimony under FRCP 26(a)(2)	February 19, 2019
Deadline for filing motions related to discovery.	March 21, 2019
Any such motions shall be noted for consideration pursuant to LCR $7(d)(3)$	
Discovery completed by	April 22, 2019
All dispositive motions must be filed by and noted on the motion calendar no later than the fourth Friday thereafter (see LCR 7(d))	May 20, 2019
Mediation per LCR 39.1(c)(3) held no later than	July 5, 2019
All motions in limine must be filed by and noted on the motion calendar for the third Friday thereafter pursuant to LCR 7(d)	July 22, 2019
Agreed pretrial order due	August 6, 2019
Pretrial conference to be scheduled by the Court.	
Trial briefs, proposed voir dire questions, jury instructions, neutral statement of the case, and	August 14, 2019

STIPULATED MOTION AND ORDER TO AMEND SCHEDULING ORDER - 2 (2:16-cv-00518-RSM)

NICOLL BLACK & FEIG PLLC 1325 FOURTH AVENUE **SUITE 1650** SEATTLE, WASHINGTON 98101 (206) 838-7555

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1	trial exhibits due	
2	DATED: November 19, 2018	
3		By: <u>s/ Larry Altenbrun</u> Larry E. Altenbrun, WSBA No. 31475
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9		Timothy W. Johnson
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15		Pro Hac Vice Counsel
16		Attorneys for Plaintiff Daimler AG
17	DATED: November 19, 2018	By: <u>s/ Lane M. Polozola</u>
18		Grant E. Kinsel (WSBA 49576)
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24		Attorneys for Defendant Amazon.com, Inc.
25		
	//	
26		
	STIPULATED MOTION AND ORDER TO AMEND SCHEDULING ORDER - 3 (2:16-cv-00518-RSM)	LAW OFFICES OF <b>NICOLL BLACK &amp; FEIG PLLC</b> 1325 FOURTH AVENUE SUITE 1650 SEATTLE, WASHINGTON 98101 (206) 838-7555

1	For good cause shown, IT IS SO OR	DERED this 21 <sup>st</sup> day of November 2018.
2		$\mathcal{O}_{\mathcal{U}}$
3		RICARDO S. MARTINEZ
4		CHIEF UNITED STATES DISTRICT JUDGE
5		
6		
7	Presented by:	
8		
9		
10	Larry E. Altenbrun, WSBA No. 31475 NICOLL BLACK & FEIG PLLC	
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21 22	Attorneys for Plaintiff Daimler AG	
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	STIPULATED MOTION AND ORDER TO AMEND SCHEDULING ORDER - 4	LAW OFFICES OF <b>NICOLL BLACK &amp; FEIG PLLC</b> 1325 FOURTH AVENUE SUITE 1650
	(2:16-cv-00518-RSM)	SEATTLE, WASHINGTON 98101 (206) 838-7555