

**THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF WEST VIRGINIA
MARTINSBURG**

BLINGVILLE, LLC, *a West Virginia
Limited Liability Company*,

Plaintiff,

v.

**Civil Action No. 3:11-CV-4
(BAILEY)**

ZYNGA GAME NETWORK INC.,
a Delaware corporation, and
ZYNGA INC., *a California corporation*,

Defendant.

ORDER

On this day, the above-styled matter came before the Court for consideration of the defendant's Motion to Extend Deadline for Expert Witness Disclosures [Doc. 22], filed on October 28, 2011. On April 13, 2011, this Court issued a scheduling order, which listed a deadline of December 8, 2011, for the Plaintiff's/Counter-Defendant's disclosure of expert witnesses and a deadline of February 8, 2012, for the Defendant's/Counter-Claimant's disclosure of expert witnesses [Doc. 17 at 2-3]. In support of the motion, Zynga Game Network Inc. ("Zynga") states that "an extension of thirty (30) days to each of the [expert witness disclosure] deadlines will be beneficial and necessary to the parties as discovery continues" [Doc. 22 at 1]. Zynga states that "Blingville, LLC[,] is in agreement regarding these requested extensions" [*Id.*].

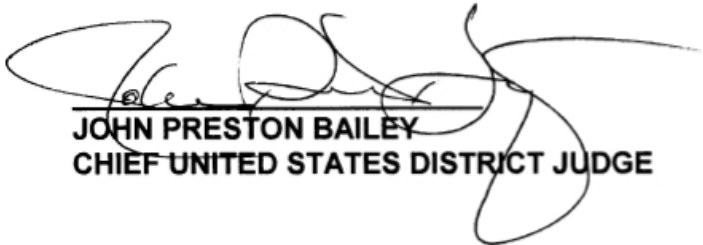
Upon careful consideration, this Court finds good cause to extend the first expert witness disclosure; however, this Court finds that extension of the second expert witness

disclosure will impact other deadlines contained in the April 13, 2011, Scheduling Order [See Doc. 17 at 3, listing the Examinations/Inspections deadline as February 8, 2012]. As such, this Court **GRANTS in part** the defendant's Motion to Extend Deadline of Expert Witness Disclosures [Doc. 22] and hereby **ORDERS** that the **deadline for expert witness disclosure for the party bearing the burden of proof** on an issue is extended to **January 8, 2012**. The deadline for expert witness disclosure for the party not bearing the burden of proof on an issue shall remain February 8, 2012.

It is so **ORDERED**.

The Clerk is directed to transmit copies of this Order to all counsel of record herein.

DATED: November 14, 2011.



JOHN PRESTON BAILEY
CHIEF UNITED STATES DISTRICT JUDGE