UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

FLEXI-MAT CORPORATION, an Illinois corporation,

Plaintiff,

v.

DALLAS MANUFACTURING COMPANY, INC., a Texas corporation, BJ'S WHOLESALE CLUB, INC., a Delaware corporation, and DOSKOCIL MANUFACTURING COMPANY, INC., a Texas corporation,

Defendants.

DALLAS MANUFACTURING COMPANY, INC., a corporation,

Counter-Claimant,

v.

FLEXI-MAT CORPORATION, a corporation,

Counter-Defendant.

BJ'S WHOLESALE CLUB, INC., a corporation,

Counter-Claimant,

v.

FLEXI-MAT CORPORATION, a corporation,

Counter-Defendant.

DOSKOCIL MANUFACTURING COMPANY, INC., a corporation,

Counter-Claimant,

v.

FLEXI-MAT CORPORATION, a corporation,

Counter-Defendant.

Civil Action No. 04 10162 DPW

JOINT STIPULATED AGREEMENT FOR AMENDMENT OF SCHEDULING ORDER

AND

PROPOSED ORDER

IT IS HEREBY STIPULATED AND AGREED, by and between Plaintiff and Counter-Defendant Flexi-Mat Corp. ("Flexi-Mat") and Defendant and Counter-Claimant Doskocil Mfg. Co., Inc. ("Doskocil") through their respective undersigned counsel of record, as follows:

Whereas the Honorable Judge Douglas P. Woodlock entered a Scheduling Order in this litigation on May 11, 2004;

Whereas Doskocil Manufacturing Co., Inc. was not made a party to the litigation until August 31, 2004;

Whereas, with the addition of Doskocil, the lawsuit now involves multiple accused products from different defendants;

Whereas Flexi-Mat and Doskocil agree that Doskocil's addition as a party, as well as some delay occasioned by agreements to give more time to respond to discovery, necessitate an amendment to the Scheduling Order to allow additional time for fact and expert discovery; and

Whereas Defendants and Counter-Claimants Dallas Mfg. Co., Inc. and BJ's Wholesale Club, Inc. do not oppose this Stipulated Agreement;

The dates set forth in the Scheduling Order shall be amended as to all parties such that:

(1) Discovery shall be complete by **JUNE 3, 2005**, unless shortened or enlarged by Order of this Court; and

(2) all trial experts shall be designated and all information contemplated by FRCP 26 shall be disclosed no later than **JULY 12, 2005**.

A trial date has not been set, therefore this does not affect the trial date or any other deadlines set by the Court.

IT IS SO STIPULATED (Proposed Order submitted herewith):

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Dated: December 14, 2004 **By:** _____

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Dated: December 13, 2004 By: _____

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Dated: December 13, 2004 By: _____

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