

1 John M. Skeriotis, 0069263 (OH)  
 2 Jill A. Bautista, 0075560 (OH)  
 3 BROUSE MCDOWELL  
 4 388 S. Main Street, Suite 500  
 5 Akron, Ohio 44311-4407  
 6 Telephone: 330-535-5711  
 7 Facsimile: 330-253-8601  
 8 Email: [jskeriotis@brouse.com](mailto:jskeriotis@brouse.com)  
 9 Email: [jbautista@brouse.com](mailto:jbautista@brouse.com)  
 10 *Admitted Pro hac vice*

11 Lawrence G. Scarborough, 006965  
 12 George C. Chen, 019704  
 13 BRYAN CAVE LLP, 00145700  
 14 Two N. Central Avenue, Suite 2200  
 15 Phoenix, AZ 85004-4406  
 16 Telephone: (602) 364-7000  
 17 Facsimile: (602) 364-7070  
 18 Email: [lgscarborough@bryancave.com](mailto:lgscarborough@bryancave.com)  
 19 Email: [george.chen@bryancave.com](mailto:george.chen@bryancave.com)

20 *Attorneys for Defendant*  
 21 *Midwest Industrial Supply, Inc.*

22 **UNITED STATES DISTRICT COURT**  
 23 **IN AND FOR THE DISTRICT OF ARIZONA**

24 SOILWORKS, LLC, an Arizona  
 25 corporation,  
 26  
 27 Plaintiff / Counterdefendant /  
 28 Counterclaimant,  
 v.  
 MIDWEST INDUSTRIAL SUPPLY, INC.,  
 an Ohio corporation authorized to do  
 business in Arizona,  
 Defendant / Counterclaimant /  
 Counterdefendant.

NO.: 2:06-CV-2141-DGC

**STIPULATED MOTION TO CHANGE  
 TIME FOR SETTLEMENT  
 CONFERENCE**

1 Defendant, Midwest Industrial Supply, Inc., hereby files this stipulated motion to  
2 change the time for the currently-scheduled Settlement Conference from 2:00 p.m. to 11:00  
3 a.m. A settlement conference between the parties is currently scheduled to take place on  
4 February 27, 2008 before United States Magistrate Judge Lawrence O. Anderson at 2:00  
5 p.m.. (See ECF Docket No. 55). The change in time has been discussed with chambers for  
6 Magistrate Judge Anderson and with opposing counsel, E. Scott Dosek, who has stipulated to  
7 this time change.  
8

9  
10 The change in time was necessitated due to a prior engagement by Midwest's  
11 representative, which requires his presence in Ohio by the end of the day on February 27,  
12 2008. The last flight out of Phoenix to Ohio will require Midwest's representative to leave  
13 the Settlement Conference no later than 3:30 p.m.  
14

15 A proposed Order is attached hereto and the Proposed Order document in Word  
16 format is being e-mailed to the Chambers of Magistrate Judge Anderson.  
17

18 Dated this 28<sup>th</sup> day of February 2008.  
19

20 BROUSE MCDOWELL

21 By /s/ John M. Skeriotis  
22 JOHN M. SKERIOTIS, 0069263 (OH)  
23 JILL A. BAUTISTA, 0075560 (OH)  
24 388 S. Main Street, Suite 500  
25 Akron, Ohio 44311-4407  
26 Telephone: 330-535-5711  
27 Facsimile: 330-253-8061  
28 Email: [jskeriotis@brouse.com](mailto:jskeriotis@brouse.com)  
Email: [jbautista@brouse.com](mailto:jbautista@brouse.com)  
*Attorneys for Defendant*  
*Midwest Industrial Supply, Inc.*

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**CERTIFICATE OF SERVICE**

I hereby certify that on January 28, 2008, the foregoing STIPULATED MOTION TO CHANGE TIME FOR SETTLEMENT CONFERENCE was filed electronically. Notice of this filing will be sent to all parties by operation of the Court's electronic filing system. Parties may access this filing through the Court's system.

/s/ John M. Skeriotis  
John M. Skeriotis  
*Counsel for Defendant*  
*Midwest Industrial Supply, Inc.*