

1 CHARLES J. ROGERS, admitted *pro hac vice*  
 2 CONLEY ROSE, P.C.  
 3 600 Travis Street, Suite 7100  
 4 Houston, Texas 77002-2912  
 5 Telephone: (713) 238-8049  
 6 Facsimile: (713) 238-8008  
 7 e-mail: [crogers@conleyrose.com](mailto:crogers@conleyrose.com)  
 8 Attorneys for Defendant  
 9 Cooper Cameron Corporation

10 JOSEPH E. THOMAS (State Bar No. 101443)  
 11 [jthomas@twtlaw.com](mailto:jthomas@twtlaw.com)  
 12 JAMES M. WHITELAW (State Bar No. 171974)  
 13 [jwhitelaw@twtlaw.com](mailto:jwhitelaw@twtlaw.com)  
 14 **THOMAS WHITELAW & TYLER LLP**  
 15 18101 Von Karman Avenue, Suite 230  
 16 Irvine, California 92612  
 17 Telephone: (949) 679-6400  
 18 Facsimile: (949) 679-6405  
 19 Attorneys for Plaintiff/Counterclaim-  
 20 Defendant DUHN OIL TOOL, INC.

21 UNITED STATES DISTRICT COURT  
 22 EASTERN DISTRICT OF CALIFORNIA, FRESNO DIVISION

23 DUHN OIL TOOL, INC.,  
 24 Plaintiff/Counterclaim-  
 25 Defendant,  
 26 vs.  
 27 COOPER CAMERON  
 28 CORPORATION,  
 Defendant/Counterclaim-  
 Plaintiff.

CASE NO. 1:05-CV-01411-OWW-GSA  
**STIPULATION TO SUBMIT ON  
 THE PAPERS OR IN THE  
 ALTERNATIVE RESCHEDULE  
 THE HEARING ON CAMERON'S  
 MOTION FOR CLARIFICATION  
 (DOCKET NO. 310);[PROPOSED]  
 ORDER**  
 Current Hearing Date:  
**October 5, 2009**  
 Time: 10:00 a.m.  
 Ctrm: 3, Hon. Oliver W. Wanger

1 Defendant Cameron's counsel is in a trial that will not end by October 5,  
2 2009, so all parties stipulate that the scheduled October 5th hearing in this Court for  
3 Cameron's Motion for Clarification (Docket No. 310) be taken off calendar. The  
4 parties further stipulate to waiving the oral hearing, and request that the court  
5 consider this matter as submitted on the papers. In the alternative, if the Court  
6 would prefer to proceed with a hearing, all parties agree to a new hearing date of  
7 December 7, 2009.

8  
9 **STIPULATION**

10 IT IS HEREBY STIPULATED by the parties and through their respective  
11 undersigned attorneys that:

12 (1) The October 5, 2009 hearing on for Cameron's Motion for Clarification  
13 (Docket No. 310) be vacated.

14 (2) The Parties submit Cameron's Motion for Clarification on the papers, and  
15 waive any oral hearing.

16 (3) In the alternative, if the Court deems it necessary, the parties agree to  
17 December 7, 2009 for the rescheduled hearing.  
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THROUGH COUNSEL OF RECORD, IT IS SO STIPULATED.

DATED: October 2, 2009

THOMAS WHITELAW & TYLER LLP

By:           /s/James M. Whitelaw            
JOSEPH E. THOMAS  
JAMES M. WHITELAW  
WILLIAM J. KOLEGRAFF  
Attorneys for Plaintiff/Counterclaim-  
Defendant DUHN OIL TOOL, INC.

DATED: October 2, 2009

CONLEY ROSE, P.C.

By:           /s/Charles J. Rogers            
CHARLES J. ROGERS  
Attorneys for Defendant/Counterclaim-  
Plaintiff COOPER CAMERON  
CORPORATION n/k/a CAMERON  
INTERNATIONAL CORPORATION

**ORDER**

Having considered the Stipulation and good cause appearing, IT IS HEREBY ORDERED:

(1) The Hearing regarding Cameron's Motion for Clarification, scheduled for October 5, 2009, is RESCHEDULED to December 7, 2009 subject to the Court determining the hearing is unnecessary.

DATED: October 2, 2009

          /s/ OLIVER W. WANGER            
Hon. Oliver W. Wanger  
United States District Court Judge