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19 UNITED STATES DISTRICT COURT
 20 EASTERN DISTRICT OF CALIFORNIA
 21 FRESNO DIVISION

22 NAOKO ITO, et al.,

23 Plaintiffs,

24 vs.

25 BRIGHTON/SHAW, INC., et al.,

26 Defendants.

27 _____
 28 and related cross-claims.

Case No.: 06-CV-01135-AWI-DLB

**STIPULATION &
 ORDER CONTINUING HEARING ON
 CARSON'S MOTION FOR
 RECONSIDERATION**

Date: July 13, 2009

Time: 1:30pm

Dept: Crtrm 2

Judge: Anthony W. Ishii

IT IS HEREBY STIPULATED by and between Defendant and Cross-Complainant,
 Robert Carson and Cross-Defendant, Craig A. Davis, through their counsel of record that:

1 1. Good cause exists to continue the hearing date on the motion for reconsideration,
2 as Defendant/Cross-Claimant Robert Carson and his counsel are unavailable to attend the hearing
3 for reconsideration currently set for July 13, 2009.
4

5 2. Cross-Claimants counsel Thornton Davidson, Esq., is scheduled to attend
6 mediation in New York in the matter of *Carey v. Life Insurance Company of North America*,
7 USDC Eastern District of New York Case No.:2:09-CV-716, on July 14, 2009, and his flight
8 leaves early morning on July 13, 2009.

9 3. Therefore the parties stipulate that:

10 A. Defendant and Cross-Claimant, Robert Carson's Motion for
11 Reconsideration be continued to Tuesday, September 8, 2009 (as a result
12 of the Labor Day holiday) at 1:30 p.m., in Courtroom 2.
13

14 Dated: July 7, 2009

THORNTON DAVIDSON & ASSOCIATES

17 By: _____ /S/
18 Thornton Davidson
19 Attorney for Defendant/Cross-Complainant
ROBERT CARSON

20 Dated: July 7, 2009

21 McCORMICK, BARSTOW, SHEPPARD
22 WAYTE & CARRUTH, LLP
23 By: _____ /S/

24 Marshall C. Whitney
25 Attorney for Cross-Defendant
26 CRAIG A. DAVIS
27
28

ORDER

IT IS SO ORDERED.

Dated: July 7, 2009

/s/ Anthony W. Ishii
CHIEF UNITED STATES DISTRICT JUDGE

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