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14 Attorneys for Defendant
15 Merced Irrigation District and
16 Merced Drainage District No. 1
17 erroneously served as Merced
18 Irrigation District No. 1

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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

ABACARA; et al.
Plaintiff,

vs.

MERCK et al.,

Defendants.

CASE NO.: 1:07-CV-388-OWW-DLB

**STIPULATION AND ORDER TO CONTINUE
MANDATORY SETTLEMENT
CONFERENCE**

The parties to this action have met and conferred and have reached the following stipulation:

1. That this matter is presently set for a Mandatory Settlement Conference on July 13, 2010, with the Honorable U.S. Magistrate Judge Dennis Beck of the Eastern District of California.

2. That on July 12, 2010 and potentially July 13, 2010 Plaintiff and Defendants the City of Merced, County of Merced, Merced Irrigation District, and Franklin County Water District will be involved in a private mediation.

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1 3. That Motions for Summary Adjudication have been filed in this action by every
2 defendant and those motions are scheduled to be heard on September 24, 2010.

3 Therefore, the parties hereby stipulate that the Mandatory Settlement Conference
4 presently scheduled for July 13, 2010, be moved to October 12, 2010, with the Honorable
5 U.S. Magistrate Judge Dennis Beck of the Eastern District of California.

6 IT IS SO STIPULATED.

7
8 Dated: June 24, 2010

GREENFIELD HARDY

9 By: / s /

10 ROBERT H. GREENFIELD
11 Attorneys for Defendants
12 Merced Irrigation District

13 Dated: June 24, 2010

MARDEROSIAN, RUNYON, CERCONE
LEHMAN & ARMO

14 By: / s /

15 MICHAEL G. MARDEROSIAN,
16 Attorney for Plaintiffs above named

17 Dated: June 24, 2010

SHERNOFF, BIDART, DARRAS &
18 ECHEVERRIA

19 By: / s /

20 MICHAEL J. BIDART,
21 Attorneys for Plaintiffs above named

22 Dated: June 24, 2010

GIRARDI & KEESE

23 By: / s /

24 THOMAS V. GIRARDI
25 Attorneys for Plaintiffs above named

26 ///

27 ///

1 Dated: June 24, 2010

LAW OFFICE OF JACK SILVER

2

3 By: / s /
4 JACK SILVER,
5 Attorneys for Plaintiffs above named

6 Dated: June 24, 2010

7 LEWIS, BRISBOIS, BISGAARD &
8 SMITH

9 By: / s /
10 JOSEPH A. SALAZAR
11 Attorneys for Defendant, FRANKLIN
12 COUNTY WATER DISTRICT

13 Dated: June 24, 2010

14 LaMORE, BRAZIER, RIDDLE &
15 GIAMPAOLI

16 By: / s /
17 JEFFREY F. O'NEAL
18 Attorneys for Defendant, MERCED
19 IRRIGATION DISTRICT

20 Dated: June 24, 2010

21 ALLEN, FAGALDE, ALBERTONI &
22 FLORES LLP

23 By: / s /
24 TERRY L. ALLEN
25 Attorneys for Defendant, COUNTY OF
26 MERCED

27 Dated: June 24, 2010

28 GREBEN & ASSOCIATES

29 By: / s /
30 JAN ADAM GREBEN
31 Attorneys for Defendant, COUNTY OF
32 MERCED

33 ////

34 ////

1 Dated: June 24, 2010

BEST, BEST & KRIEGER

2

3 By: / s /
4 GENE TANAKA
5 Attorneys for Defendant, CITY OF
6 MERCED

7 Dated: June 24, 2010

STEVENS. DRUMMOND & GIFFORD

8 By: / s /
9 GARY DRUMMOND
10 Attorneys for MEADOWBROOK
11 WATER COMPANY OF MERCED, INC.

12 Dated: June 24, 2010

BARG, COFFIN, LEWIS & TRAPP

13 By: / s /
14 STEPHEN C. LEWIS,
15 Attorneys for MERCK & CO., INC.;
16 AMSTED INDUSTRIES, INC.;
17 BALTIMORE AIRCOIL COMPANY, INC.
18 and TRACK FOUR, INC.

19 ORDER

20 Based upon the above stipulation and good cause appearing
21 IT IS SO ORDERED.

22 The Settlement Conference presently scheduled for July 13, 2010, is hereby vacated
23 and a new Mandatory Settlement Conference is set for October 12, 2010, in Courtroom 9 of
24 this court at 9:00 a.m.

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27 IT IS SO ORDERED.

28 Dated: June 28, 2010

/s/ Dennis L. Beck

UNITED STATES MAGISTRATE JUDGE

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