

FILED

APR 22 2009

CLERK, U.S. DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

BY _____
DEPUTY CLERK.

Kerry P. Zeiler (SBN 233944)
KO & ZEILER
1855 W. Katella Ave., Ste. 365
Orange, CA 92867
(714) 633-4350
(714) 459-8250 - Fax

Attorney for Plaintiff
California Pipe Recycling, Inc.

UNITED STATES DISTRICT COURT
IN AND FOR THE EASTERN DISTRICT OF CALIFORNIA

CALIFORNIA PIPE RECYCLING, INC.,) Case No.: 08-cv-236
Plaintiff,)

vs.)

*Assigned for All Purposes
Hon. Lawrence J. O'Neill*

S.W. PIPE HOLDINGS, INC., a)
Corporation; SOUTHWEST PIPE)
SERVICES, INC., a Corporation; JOSEPH)
BRIERS, an individual; BRIERS PIPE)
SERVICES CORP., a Corporation;)
ROBERT P. INGRAM, an individual; et al)
ROBBYE R. WALDRON, Chapter 7)
Trustee, and DOES 1-10, inclusive,)
Defendants.)

**STIPULATION FOR TRANSFER ON
BIFURCATED CLAIM, ON REMAND,
AND ORDER FOR A STAY OF
PROCEEDINGS**

TO ALL PARTIES AND/OR THEIR ATTORNEYS OF RECORD:

It is hereby stipulated and agreed between the parties to this action, as indicated by
their signatures hereto, and further ORDERED by the court:

//

//

//

//

//

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 10
- 11
- 12
- 13
- 14
- 15
- 16
- 17
- 18
- 19
- 20
- 21
- 22
- 23
- 24
- 25
- 26
- 27
- 28

This Claim for Relief is STAYED for a period of ninety days from the date of this Order and TRANSFERRED to the United States District Court, Southern District of Texas (Houston).

The Clerk of the Court is ORDERED, within thirty (30) days of receipt of written notice of the United States District Court, Southern District of Texas (Houston) case number, to TRANSFER and remit to the coffers of the Clerk of said District Court the entire sum being held by the Clerk in this case: \$104,680.00.

All proceedings regarding this claim are STAYED until further order of this court.

For good cause shown, this claim is REMANDED and TRANSFERRED to Brazoria County Texas Judicial District 412 case number 41741, styled *Cambio v. Briers*

//
 //
 //
 //
 //
 //
 //
 //

1 FOR:
2 Plaintiff,
3 California Pipe Recycling, Inc.

/s/ Kerry Zeiler

Kerry Zeiler
KO & ZEILER

5
6 Defendants,
7 Joseph Briers; S.W. Pipe Holdings, Inc.;
8 Southwest Pipe Services, Inc.

/s/ Jason Powers

Jason Powers
POWERS & SLAY

10 Robbye R. Waldron, Chapter 7 Trustee

/s/ David Jones

David Jones
PORTER & HEDGES, LLP

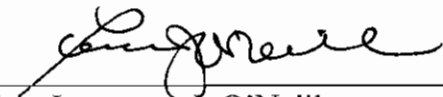
14 Robert Ingram

/s/ Nicholas Reisch

Nicholas Reisch
on behalf of Leonard J. Meyer
ZIMMERMAN, AXELRAD,
MEYER, STERN & WISE, P.C.

20 **IT IS SO ORDERED:**

21
22 Dated: April 22, 2009



Hon. Lawrence J. O'Neill
Judge of the United States District Court