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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA - FRESNO

TEAM ENTERPRISES, LLC.,

Plaintiff,

vs.

WESTERN INVESTMENT REAL
ESTATE TRUST, et al.,

Defendants.

Case No.: 1:08-cv-00872 LJO SMS

**STIPULATION AND ORDER TO
CONTINUE HEARING AND
PLEADING DEADLINES ON R.R.
STREET’S MOTION FOR SUMMARY
JUDGMENT AS TO PLAINTIFF TEAM
ENTERPRISES, LLC**

AND RELATED ACTIONS

Current Date: July 14, 2010
Proposed Date: August 11, 2010
Time: 8:30 a.m.
Courtroom: 4

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Plaintiff Team Enterprises, LLC (“Opposing Party”) and Defendant R.R. Street & Co. Inc. (“Moving Party”), hereby stipulate to continue the hearing of Moving Party’s Motion for Summary Judgment as to Plaintiff Team Enterprises, LLC from the currently scheduled date of July 14, 2010 to **August 11, 2010** at 8:30 a.m. in Courtroom 4 of the above-named court. The deadlines for filing and service of the Opposition and the Reply Brief shall be July 21 and August 4 respectively. Good cause exists for this continuance because Team’s counsel has scheduling conflicts on July 14, 2010.

Date: 6/21/10

GREBEN & ASSOCIATES

/s/ Danielle De Smeth
Jan Greben
Danielle De Smeth
Attorneys for Plaintiff Team Enterprises, LLC

Date: 6/21/10

HICKS THOMAS LLP

/s/ Paula Whitten
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Brian M. Keller
Eric Grant
Paula Whitten
Attorneys for Defendant R.R. Street & Co. Inc.

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Order

This Court's practice is to consider a motion on the record without a hearing. Based on this Court's practice and the parties' stipulation, this Court:

1. VACATES the July 14, 2010 hearing on Street's summary judgment motion;
2. ORDERS opposing parties, no later than July 21, 2010, to file and serve papers to oppose Street's summary judgment motion; and
3. ORDERS Street, no later than August 4, 2010, to file and serve reply papers.

This Court will consider Street's summary judgment motion on the record without a hearing, unless this Court orders otherwise.

IT IS SO ORDERED.

Dated: June 21, 2010

/s/ Lawrence J. O'Neill

UNITED STATES DISTRICT JUDGE