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 10 a California limited liability company

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18 Attorneys for Defendant,
 19 BP WEST COAST PRODUCTS LLC,
 20 a Delaware limited liability company

21 UNITED STATES DISTRICT COURT
 22 EASTERN DISTRICT OF CALIFORNIA

23 ROSEDALE PLAZA GROUP, LLC, a)
 24 California limited liability company)

25 Plaintiff,

26 vs.

27 BP WEST COAST PRODUCTS LLC,)
 28 a Delaware limited liability company,)
 29 DOES 1 through 100, Inclusive,)

30 Defendant.

CASE NUMBER: 1-08-CV-01874-OWW-GSA

Assigned to: Judge Oliver W. Wanger

**STIPULATION AND ORDER RE:
 CONTINUANCE OF OSC RE:
 DISMISSAL OF ACTION**

**Trial Date: Settled/Off-Calendar
 Place: Courtroom 3
 Time: 9:00 a.m.**

31 It is hereby stipulated by and between ROSEDALE PLAZA GROUP, LLC, a
 32 California Limited Liability Company (hereinafter referred to as "ROSEDALE"), on
 33 the one hand, and BP WEST COAST PRODUCTS, LLC, a Delaware Limited
 34 Liability Company (hereinafter referred to as "BPWCP"), on the other hand, through

1 their respective attorneys of record:

2 **RECITALS and STIPULATIONS**

3 A. Through the efforts of the Court and the parties, the above-entitled
4 matter has resolved;

5 B. On November 16, 2009, the Court entered an order that the parties shall
6 file a request for dismissal no later than December 7, 2009 or show cause why the
7 Court should not dismiss the matter (Document No. 87).

8 C. Upon resolution of the matter, both parties have continuously worked to
9 effectuate the resolution.

10 D. However, the resolution entails several financial transactions and
11 obligations, all of which must be set forth in detailed writing. Additionally, the
12 transactions and obligations will take several months to conclude (at a minimum).

13 E. In order to fully and completely ensure that this Court will not have to
14 interact with these parties on this matter again, the writings are complex and involve
15 multiple obligations and conditions precedent.

16 F. While the parties have already begun exchanging drafts and have been
17 diligent to get the matter concluded, the drafts are not finalized and require more
18 work. Additionally, the holidays are quickly approaching and obtaining final
19 approval from the parties themselves will prove more difficult as the holidays
20 approach. All Counsel agree, stipulate and respectfully request that, with the Court's
21 permission, the Court continue the December 7, 2009 OSC Re: Dismissal for a
22 minimum of forty-five (45) days to January 21, 2010 so that the parties can conclude
23 their resolution.

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DATED: December 4, 2009

Respectfully submitted,
BLEAU FOX, A P.L.C.

BY: /s/ Martin Fox
Martin R. Fox, Esq.
Attorney for Plaintiff,
ROSEDALE PLAZA GROUP, LLC,
a California limited liability company

DATED: December 4, 2009

ARCHER NORRIS

BY: /s/ Jeffrey M. Hamerling
Jeffrey M. Hamerling, Esq.
Attorneys for Defendant,
BP WEST COAST PRODUCTS, LLC,
a Delaware limited liability company

ORDER

Based upon the stipulation of the parties, and for good cause shown, IT IS
HEREBY ORDERED that:

- a. The parties shall file a request for dismissal no later than January 21, 2010 or show cause why the Court should not dismiss the matter.

IT IS SO ORDERED.

Dated: December 10, 2009

/s/ Oliver W. Wanger
UNITED STATES DISTRICT JUDGE