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7 EXXONMOBIL OIL CORPORATION

8 UNITED STATES DISTRICT COURT
9 EASTERN DISTRICT OF CALIFORNIA

10
11 EXXONMOBIL OIL CORPORATION,
12 Plaintiff,
13 v.
14 NICOLETTI OIL, INC. et al.,
15 Defendants.

No. 1:09-cv-01498-AWI-DLB

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

Judge: Hon. Anthony W. Ishii
Third Am. Compl. Filed: Oct. 8, 2010
Trial Date: Nov. 14, 2012

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17 WHEREAS, a mandatory settlement conference in this proceeding is currently set for August 1, 2012 at
18 10:00 a.m. in Courtroom 9 before the Honorable Dennis L. Beck, United States Magistrate Judge;

19 WHEREAS, the parties have conducted two mediation sessions in this matter before private mediator
20 Timothy Gallagher, Esq., the most recent session being on May 10-11, 2012;

21 WHEREAS, settlement discussions are ongoing, and Mr. Gallagher continues to work with the parties in
22 order to achieve settlement of this matter;

23 WHEREAS, this matter is complex, involving claims spanning many decades and multiple insurance
24 carriers as interested parties; and

25 WHEREAS, the parties agree that continued settlement discussions with Mr. Gallagher, who is already
26 familiar with the unique complexities of this action, provide the most likely vehicle for achieving settlement at this
27 time;

1 THEREFORE, IT IS HEREBY STIPULATED AND AGREED that:

2 1. The mandatory settlement conference should be continued to September 5, 2012 or such other date
3 as is convenient for the Court.

4 DATED: July 20, 2012

6 BINGHAM MCCUTCHEN LLP

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8 By: /s/ Berj K. Parseghian
9 Berj K. Parseghian
10 Attorneys for Plaintiff
EXXONMOBIL OIL CORPORATION

11 DATED: July 20, 2012

13 TATRO TEKOSKY SADWICK LLP

14
15 By: /s/ Steven R. Tekosky
16 (as authorized on July 20, 2012)
17 Steven R. Tekosky
18 Attorneys for Defendants
19 NICOLETTI OIL, INC., DINO J.
20 NICOLETTI, and JOHN A. NICOLETTI

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24 IT IS SO ORDERED.

25 Dated: July 25, 2012

26 /s/ Dennis L. Beck
27 UNITED STATES MAGISTRATE JUDGE