

1 WULFSBERG REESE COLVIG & FIRSTMAN  
2 PROFESSIONAL CORPORATION  
3 H. James Wulfsberg, SBN 046192  
4 Gregory R. Aker, SBN 104171  
5 Stephen L. Cali, SBN 133923  
6 David J. Hyndman, SBN 193944  
7 Kaiser Center  
8 300 Lakeside Drive, 24<sup>th</sup> Floor  
9 Oakland, California 94612-3524  
10 Telephone: (510) 835-9100  
11 Facsimile: (510) 451-2170

8 LANG, RICHERT & PATCH  
9 Mark L. Creede, SBN 128418  
10 Matthew W. Quall, SBN 183759  
11 Fig Garden Financial Center  
12 5200 North Palm Avenue, Fourth Floor  
13 Fresno, CA 93704  
14 Telephone: (559) 228-6700  
15 Facsimile: (559) 228-6728

13 Attorneys for Plaintiff and Counterdefendant  
14 **BLACK & VEATCH CORPORATION**

15 **UNITED STATES DISTRICT COURT**  
16 **EASTERN DISTRICT OF CALIFORNIA, FRESNO DIVISION**

18 **BLACK & VEATCH CORPORATION,**  
19  
20 Plaintiff,  
21  
22 vs.  
23 **MODESTO IRRIGATION DISTRICT,**  
24  
25 Defendant.

Case No. 1:11-cv-00695 LJO SKO

**STIPULATION AND ORDER REGARDING  
REVISED BRIEFING SCHEDULE ON  
BLACK & VEATCH'S MOTION TO  
COMPEL PRODUCTION OF  
DOCUMENTS BY CITY OF MODESTO**

24 AND RELATED ACTIONS.

1 Black & Veatch and the City of Modesto hereby stipulate to the following revised briefing  
2 schedule on B&V's motion to compel production of communications regarding the arbitration  
3 proceeding between the City and Modesto Irrigation District that the City claims are privileged:  
4 B&V's opening brief is to be filed by September 21, 2012; City's opposition brief is to be filed by  
5 October 1, 2012; B&V's reply brief is to be filed by October 5, 2012.

6  
7 DATED: September 12, 2012

WULFSBERG REESE COLVIG & FIRSTMAN  
PROFESSIONAL CORPORATION

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10 By: /s/ Gregory R. Aker  
GREGORY R. AKER

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12 Attorneys for Plaintiff and Counterdefendant  
13 BLACK & VEATCH CORPORATION

14 DATED: September 12, 2012

DAVIDOVITZ & BENNETT, LLP

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16 By: /s/ Patricia S. Lakner  
17 PATRICIA S. LAKNER, ESQ.

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19 Attorneys for Intervenor CITY OF MODESTO

20 **ORDER**

21 The following stipulated briefing schedule is approved by the Court:

- 22 1. Black & Veatch Corporation's (B&V) opening brief shall be filed by September 21,  
23 2012;
- 24 2. City of Modesto's opposition brief shall be filed by October 1, 2012; and
- 25 3. B&V's reply brief shall be filed by October 5, 2012.

26 The hearing regarding B&V's motion to compel production of documents from the  
27 City of Modesto concerning arbitration proceedings (Doc. 162), currently set for  
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October 10, 2012, is hereby CONTINUED to October 17, 2012, at 9:30 a.m. in  
Courtroom 7.

IT IS SO ORDERED.

Dated: September 13, 2012

/s/ Sheila K. Oberto  
UNITED STATES MAGISTRATE JUDGE