1 2 3 4 5 6 7 8	JEFFERY G. BAIREY, SB# 111271 Email: bairey@lbbslaw.com ALISON YEW, SB 173158 Email: yew@lbbslaw.com 333 Bush Street, Suite 1100 San Francisco, California, 94104-2872 Telephone: 415.362.2580 Facsimile: 415.434.0882 Attorneys for Defendant 3SJ TRANSPORTATION LLC (Doe 2)	
9	EASTERN DISTRICT OF CALIFORNIA, FRESNO DIVISION	
10		
11	Topa Insurance Company,	CASE NO. 1:11-CV-1573-MJS
12	Plaintiff,	STIPULATION TO CONTINUE MOTION TO DISMISS; ORDER
13	VS.	Date: February 22, 2013
14	Amrinder Singh, an individual; Pawandeep Singh, an individual; Linton Stone Weeks and	Time: 9:30 a.m. Dept.: 6
15	Jan Taylor Weeks, individuals; Jorge Adrian Chavero, an individual; Rebecca Chavero, an	Hon. Magistrate Judge Michael J. Seng
16	individual; DBi Services, LLC, a corporation; Royal Freight, LP, a corporation; Progressive	
17	Insurance Company, a corporation; Hiscox Insurance Company, a corporation; Northland	
18	Insurance Company, a corporation; Truck Service, Inc., a corporation; Intrade Industries,	
19 20	Inc. (Doe Defendant 1); 3SJ Transportation, LLC (Doe Defendant 2); and Does 3 through 50, inclusive,	
21	Defendants.	
22		
23	Whereas, Topa Insurance Company has filed the within First Amended Complaint;	
24	Whereas, 3SJ Transportation, LLC, named as Doe Defendant #2, has filed a Motion to	
25	Dismiss in response to the First Amended Complaint;	
26	Whereas, the Motion to Dismiss was scheduled to be heard on December 14, 2012,	
27	continued to January 18, 2013, and again continued to February 22, 2013;	
28	Whereas, the parties in this interpleader action and in the related state matter of Weeks v.	
	4852-1648-1554.1 1	
	STIPULATION TO CONTINUE MOTION TO DISMISS; [PROPOSED] ORDER	

1 Singh have agreed to a global settlement in principal and are working on the terms of a written 2 agreement; 3 Whereas, the global settlement contemplates dismissals of all related action, including the subject federal court interpleader action filed by Topa Insurance; 4 5 Whereas, the parties continue to work out the settlement details, as the global settlement involves multiple parties; 6 7 Topa Insurance and 3SJ Transportation herby stipulate to a continuance of the Motion to 8 Dismiss for a minimum of 30 days, if the court would so order. 9 IT IS SO STIPULATED. 10 11 DATED: February 19, 2012 12 SELMAN BREITMAN LLP 13 By: /s/ *Mark Inbody* 14 Mark Inbody Attorneys for Plaintiff Topa Insurance **15** 16 DATED: February 19, 2012 LEWIS BRISBOIS BISGAARD & SMITH LLP **17** 18 By: /s/ Alison Yew Alison Yew 19 Attorneys for Defendant 3SJ TRANSPORTATION (Doe 2) 20 21 22 23 24 25 ~ ORDER ~ **26** Pursuant to the above stipulation and good cause appearing, the Court Orders 27 the continuance of the hearing on Defendant 3SJ Transportation's Motion to Dismiss 28 4852-1648-1554.1

STIPULATION TO CONTINUE MOTION TO DISMISS; [PROPOSED] ORDER

from February 22, 2013, to March 22, 2013 at 10:30 a.m. before Magistrate Judge Michael J. Seng in Courtroom 6 (MJS), Fresno. There shall be no more continuances in connection with this motion. IT IS SO ORDERED. Dated: February 20, 2013

Isl Michael J. Seng
UNITED STATES MAGISTRATE JUDGE

LEWI S BRISBOI

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