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16 Attorneys for Defendant
FOX CAPITAL MANAGEMENT CORPORATION

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18 UNITED STATES DISTRICT COURT

19 EASTERN DISTRICT OF CALIFORNIA

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21 SEVEN SPRINGS LIMITED PARTNERSHIP, a
Missouri limited partnership,

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23 Plaintiff,

24 v.

25 FOX CAPITAL MANAGEMENT
CORPORATION, a California corporation,

26 Defendant.

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Case No. 07-00142-LKK-GGH

**JOINT STIPULATION AND
ORDER REQUESTING
RESCHEDULING OF STATUS
CONFERENCE**

1 Plaintiff Seven Springs Limited Partnership (“Seven Springs”) and Defendant Fox Capital
2 Management Corporation (“Fox”), collectively referred to as the “Parties,” by and through their
3 respective counsel, respectfully request that the status conference in the case, currently scheduled
4 for February 2, 2009, be rescheduled for May 11, 2009, or as soon thereafter as is convenient for
5 the Court. In support of this request, the parties state and stipulate as follows:

- 6 1. on December 19, 2008, Fox filed a third-party complaint adding 29 additional
7 parties to this case;
- 8 2. on Wednesday, January 7, 2009, the Court issued the Summons for Fox’s
9 third-party complaint;
- 10 3. a status conference in this case is currently set for February 2, 2009; and
11 4. so that Fox has sufficient time to serve the 29 new parties and so that those
12 new parties have sufficient time to select counsel, make appearances, and file a responsive
13 pleadings, the Parties believe that rescheduling the status conference to a later date will result in
14 the most efficient use of judicial and party time and resources; and
- 15 5. other than the status conference currently scheduled for February 2, 2009, there
16 are no other deadlines or event currently scheduled in this case.

17 For the foregoing reasons, the Parties respectfully request that the Court reschedule the
18 status conference for May 11, 2009, or as soon thereafter as is convenient for the Court.

19 Respectfully submitted,

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21 Dated: January 15, 2008

MORRISON & FOERSTER LLP
BROOKS M. BEARD

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23 By: /s/ Brooks M. Beard
Brooks M. Beard

24
25 Attorneys for Plaintiff SEVEN SPRINGS LIMITED
PARTNERSHIP

1 Dated: January 15, 2008

HOGAN & HARTSON LLP
SCOTT H. REISCH

2
3 By: /s/ Scott H. Reisch (as authorized on 1/15/09)
Scott H. Reisch

4 LEWIS BRISBOIS BISGAARD & SMITH
5 GLENN A. FRIEDMAN
6 PAUL A. DESROCHERS

7 By: /s/ Paul A. Desrochers (as authorized on 1/15/09)
Paul A. Desrochers

8
9 Attorneys for Defendant FOX CAPITAL
10 MANAGEMENT CORPORATION


11 **ORDER**

12 Pursuant to the stipulation of the parties and for good cause shown, it is hereby ordered as
13 follows:

14 The Status Conference currently scheduled for February 2, 2009, is rescheduled to May
15 11, 2009 at 2:00 p.m.

16 **IT IS SO ORDERED.**

17 Dated: January 20, 2009

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20 LAWRENCE K. KARLTON
21 SENIOR JUDGE
22 UNITED STATES DISTRICT COURT
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