

weintraub genshlea chediak
LAW CORPORATION

1 Louis A. Gonzalez, Jr., State Bar No. 157373
2 Scott M. Plamondon, State Bar No. 212294
3 **WEINTRAUB GENSHLEA CHEDIAK**
4 Law Corporation
5 400 Capitol Mall, 11th Floor
6 Sacramento, California 95814
7 (916) 558-6000 – Main
8 (916) 446-1611 – Facsimile

9 Attorneys for Defendant/Counterclaimant
10 Sierra Railroad Company

11 M. Theresa Tolentino Meehan, State Bar No. 204112
12 Kevin T. Collins, State Bar No. 185427
13 Melissa A. Jones, State Bar No. 205576
14 **Greenberg Traurig, LLP**
15 1201 K Street, Suite 1100
16 Sacramento, Ca 95814-3938
17 (916) 442-1111 - Main
18 (916) 448-1709 – Facsimile

19 Attorneys for Plaintiff/Counter Defendant
20 Patriot Rail Corp. and Cross Defendants,
21 Patriot Rail, LLC and Larry Coe

22 UNITED STATES DISTRICT COURT
23 EASTERN DISTRICT OF CALIFORNIA

24 PATRIOT RAIL CORP.,
25 Plaintiff,
26 vs.

27 SIERRA RAILROAD COMPANY, a
28 California corporation,
29 Defendants.

30) Case No. CIV-S-09-0009-MCE-EFB
31)
32) **STIPULATION AND ORDER CONTINUING**
33) **HEARING DATE ON SIERRA'S MOTION**
34) **FOR RECONSIDERATION**
35)
36) Current Hearing Date:
37) Date: June 23, 2011
38) Time: 2:00 p.m.
39) Dept. 7
40) Judge: Morrison C. England, Jr.
41)
42) New Hearing Date:
43) Date: July 14, 2011
44) Time: 2:00 p.m.
45) Dept. 7
46) Judge: Morrison C. England, Jr.

47 AND RELATED COUNTERCLAIMS

STIPULATION AND ORDER

PATRIOT RAIL CORP. ("Patriot"), the plaintiff and counter defendant and SIERRA RAILROAD COMPANY ("Sierra"), the defendant and counterclaimant enter into this stipulation, through their counsel and pursuant to Sierra's request, to continue the hearing date relating to Sierra's currently pending Motion for Reconsideration ("Motion") set to be heard by the Court on June 23, 2011;

THE PARTIES AGREE AND IT IS HEREBY ORDERED that the hearing on this matter shall be continued to July 14, 2011, at 2:00 p.m. and the current hearing date of June 23, 2011, shall be vacated.

The undersigned, acting for, on behalf of, and with the full authorization of his or her client identified below, joins in the attached [Proposed] Order Continuing Hearing Date on Sierra's Motion For Reconsideration.

Dated: June 20, 2011

weintraub genshlea chediak
a law corporation

By: /s/ Louis A. Gonzalez, Jr.
Louis A. Gonzalez, Jr.
Scott M. Plamondon
Attorneys for Defendant/Counterclaimant
Sierra Railroad Company

Dated: June 20, 2011

Greenberg Traurig, LLP


By: /s/ M. Theresa Tolentino Meehan
M. Theresa Tolentino Meehan
Kevin T. Collins
Melissa A. Jones
Attorneys for Plaintiff/Counter Defendant
Patriot Rail Corp. and Cross Defendants,
Patriot Rail, LLC and Larry Coe

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

ORDER

Based on the Stipulation between the Parties the Court hereby enters the following Order: IT IS SO ORDERED that the hearing on this matter shall be continued to July 14, 2011, at 2:00 p.m. and the current hearing date of June 23, 2011, shall be vacated.

Date: 6/21/2011


MORRISON C. ENGLAND, JR.
UNITED STATES DISTRICT JUDGE