

1 Gregory C. Nuti (CSBN 151754)  
 E-Mail: gnuti@schnader.com  
 2 Kevin W. Coleman (CSBN 168538)  
 E-Mail: kcoleman@schnader.com  
 3 Michael M. Carlson (CSBN 88048)  
 E-Mail: mcarlson@schnader.com  
 4 SCHNADER HARRISON SEGAL & LEWIS LLP  
 5 One Montgomery Street, Suite 2200  
 San Francisco, California 94104-5501  
 6 Telephone: 415-364-6700  
 7 Facsimile: 415-364-6785

8 Attorneys for  
 Chapter 11 Trustee, Bradley D. Sharp

9 *Counsel continued on next page*

10 UNITED STATES DISTRICT COURT  
 11 EASTERN DISTRICT OF CALIFORNIA  
 12 SACRAMENTO DIVISION

SCHNADER HARRISON SEGAL & LEWIS LLP  
 ONE MONTGOMERY STREET, SUITE 2200  
 SAN FRANCISCO, CALIFORNIA 94104-5501  
 TELEPHONE: 415-364-6700  
 FACSIMILE: 415-364-6785

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14	IN RE:	) <b>CIV NO. S-10-810 LKK</b>
15	SK FOODS, L.P.	)
16	Debtor.	) <b>STIPULATION EXTENDING DEADLINE</b>
17	BRADLEY D. SHARP, et al.,	) <b>TO FILE PROPOSED ORDER</b>
18	Plaintiff,	) <b>RESOLVING APPEALS AND RELATED</b>
19		) <b>MOTIONS AND ORDER THEREON</b>
20	vs.	)
21	SCOTT SALYER, et al.,	)
22	Defendants.	)
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STIPULATION EXTENDING DEADLINE

SCHNADER HARRISON SEGAL & LEWIS LLP  
ONE MONTGOMERY STREET, SUITE 2200  
SAN FRANCISCO, CALIFORNIA 94104-5501  
TELEPHONE: 415-364-6700  
FACSIMILE: 415-364-6785

1 ANDREA M. MILLER (CSBN 88992)  
2 NAGELEY MEREDITH & MILLER, INC.  
3 8001 Folsom Boulevard, Suite 100  
4 Sacramento, CA 95826  
5 Telephone: 916-386-8292  
6 Facsimile: 916-386-8952

7 Counsel for SK PM Corp., SK Foods, LLC,  
8 SKF Canning, LLC, Blackstone Ranch  
9 Corporation, Monterey Peninsula Farms, LLC,  
10 Salyer Management Company, LLC, SK  
11 Farms Services, LLC, SK Frozen Foods, LLC,  
12 SS Farms, LLC, SSC Farming, LLC, SSC  
13 Farms I, LLC, SSC Farms II, LLC, SSC  
14 Farms III, LLC, SKF Aviation, LLC, and  
15 CSSS, LP d/b/a Central Valley Shippers

16 PAUL J. PASCUZZI  
17 FELDERSTEIN FITZGERALD  
18 WILLOUGHBY & PASCUZZI LLP  
19 400 Capitol Mall, Suite 1450  
20 Sacramento, CA 95814  
21 Telephone: 916-329-7400  
22 Facsimile: 916-329-7435

23 Counsel for Scott Salyer, individually and as  
24 trustee of the Scott Salyer Revocable Trust,  
25 and the Scott Salyer Revocable Trust  
26  
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28

SCHNADER HARRISON SEGAL & LEWIS LLP  
ONE MONTGOMERY STREET, SUITE 2200  
SAN FRANCISCO, CALIFORNIA 94104-5501  
TELEPHONE: 415-364-6700  
FACSIMILE: 415-364-6785

1 BRADLEY D. SHARP, et al. ) **CIV. NO. S-10-811 LKK**

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Plaintiff,

vs.

SKF AVIATION, LLC, et al.,

Defendants.

6 BRADLEY D. SHARP, et al., ) **CIV. NO. S-10-812 LKK**

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Plaintiff,

vs.

SSC FARMS 1, LLC, et al.,

Defendants.

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SCHNADER HARRISON SEGAL & LEWIS LLP  
ONE MONTGOMERY STREET, SUITE 2200  
SAN FRANCISCO, CALIFORNIA 94104-5501  
TELEPHONE: 415-364-6700  
FACSIMILE: 415-364-6785

1 BRADLEY D. SHARP, et al., ) **CIV NO. S-10-1492 LKK**

2 )  
3 Plaintiff, )

4 vs. )

5 SSC FARMS 1, LLC, et al., )

6 Defendants. )

7 IN RE: ) **CIV. NO. S-10-1493 LKK**

8 SK FOODS, L.P. )

9 Debtor. )

10 BRADLEY D. SHARP, et al., ) **CIV. NO. S-10-1496 LKK**

11 Plaintiff, )

12 vs. )

13 CSSS, L.P., et al., )

14 Defendants. )

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16 )  
17 BRADLEY D. SHARP, et al., ) **CIV. NO. S-10-1497 LKK**

18 Plaintiff, )

19 vs. )

20 FRED SALYER IRREVOCABLE TRUST, et )

21 al., )

22 Defendants. )

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SCHNADER HARRISON SEGAL & LEWIS LLP  
ONE MONTGOMERY STREET, SUITE 2200  
SAN FRANCISCO, CALIFORNIA 94104-5501  
TELEPHONE: 415-364-6700  
FACSIMILE: 415-364-6785

1 BRADLEY D. SHARP, et al., ) **CIV. NO. S-10-1498 LKK**  
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3 Plaintiff, )  
4 )  
5 vs. )  
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7 SKF AVIATION, LLC, et al., )  
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9 Defendants. )  
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10 BRADLEY D. SHARP, et al., ) **CIV. NO. S-10-1499 LKK**  
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12 Plaintiff, )  
13 )  
14 vs. )  
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16 SCOTT SALYER, et al., )  
17 )  
18 Defendants. )  
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19 BRADLEY D. SHARP, et al., ) **CIV. NO. S-10-1500 LKK**  
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21 Plaintiff, )  
22 )  
23 vs. )  
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25 SCOTT SALYER, et al., )  
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27 Defendants. )  
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SCHNADER HARRISON SEGAL & LEWIS LLP  
ONE MONTGOMERY STREET, SUITE 2200  
SAN FRANCISCO, CALIFORNIA 94104-5501  
TELEPHONE: 415-364-6700  
FACSIMILE: 415-364-6785

1 Fredrick Scott Salyer, individually and as Trustee of the Scott Salyer Revocable Trust;  
2 the Scott Salyer Revocable Trust; SK PM Corp.; SK Foods, LLC; SKF Canning, LLC;  
3 Blackstone Ranch Corporation; Monterey Peninsula Farms, LLC; Salyer Management Company,  
4 LLC; SK Farms Services, LLC; SK Frozen Foods, LLC; SS Farms, LLC; SSC Farming, LLC;  
5 SSC Farms I, LLC; SSC Farms II, LLC; SSC Farms III, LLC; SKF Aviation, LLC; and CSSS,  
6 LP d/b/a Central Valley Shippers (collectively, "Appellants") and Bradley D. Sharp, as Chapter  
7 11 Trustee of SK Foods, L.P. ("Appellee"), by and through their respective counsel, hereby  
8 stipulate and agree as follows:

9 1. On October 12, 2010, the Court heard two sets of appeals (the "Appeals") of  
10 orders from the United States Bankruptcy Court for Eastern District of California. The first set  
11 of appeals (2:10-cv-810; 2:10-cv-811; 2:10-cv-812) concerned three orders granting a  
12 preliminary injunction in adversary proceedings arising out of the bankruptcy case, *In re SK*  
13 *Foods, L.P.*, Case No. 09-29162 (the "Bankruptcy Case"). The second set of appeals (2:10-cv-  
14 1492; 2:10-cv-1493; 2:10-cv-1496; 2:10-cv-1497; 2:10-cv-1498; 2:10-cv-1499; 2:10-cv-1500)  
15 concerned seven orders denying motions to stay certain adversary proceedings arising out of the  
16 Bankruptcy Case (the "Stay Appeals"). Concurrently therewith, the Court also heard various  
17 motions related to the Stay Appeals (the "Motions").

18 2. At the hearing, the Court instructed Appellants and Appellee each to file, by  
19 October 26, 2010, a proposed order (together, the "Proposed Orders") resolving certain issues  
20 raised in the Appeals and the Motions. The Court's specific instructions are detailed in an order  
21 entered on October 13, 2010.

22 3. Appellants and Appellee hereby agree to extend the deadline for filing of the  
23 Proposed Orders by three (3) days, to October 29, 2010.

24 4. Appellants and Appellee believe that extending the deadline to October 29, 2010,  
25 will enhance the parties' ability to agree to a consensual order, although the parties are unable to  
26 guarantee at this time that they will be successful.

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SCHNADER HARRISON SEGAL & LEWIS LLP  
ONE MONTGOMERY STREET, SUITE 2200  
SAN FRANCISCO, CALIFORNIA 94104-5501  
TELEPHONE: 415-364-6700  
FACSIMILE: 415-364-6785

1 Dated this 26<sup>th</sup> day of October, 2010.

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3 SCHNADER HARRISON SEGAL &  
LEWIS LLP

FELDERSTEIN FITZGERALD  
WILLOUGHBY & PASCUZZI LLP

4

/s/ Gregory C. Nuti

/s/ Paul J. Pascuzzi

5

GREGORY C. NUTI

PAUL J. PASCUZZI

6

Counsel for Bradley D. Sharp, as Chapter 11  
Trustee of SK Foods, L.P.

Counsel for Scott Salyer, individually and as  
trustee of the Scott Salyer Revocable Trust, and  
the Scott Salyer Revocable Trust

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9 SEGAL & KIRBY LLP

NAGELEY MEREDITH & MILLER, INC.

10

11

/s/ Malcolm S. Segal

/s/ Andrea M. Miller

12

MALCOLM S. SEGAL

ANDREA M. MILLER

13

Counsel for Scott Salyer, individually and as  
trustee of the Scott Salyer Revocable Trust,  
and the Scott Salyer Revocable Trust

Counsel for SK PM Corp., SK Foods, LLC, SKF  
Canning, LLC, Blackstone Ranch Corporation,  
Monterey Peninsula Farms, LLC, Salyer  
Management Company, LLC, SK Farms  
Services, LLC, SK Frozen Foods, LLC, SS  
Farms, LLC, SSC Farming, LLC, SSC Farms I,  
LLC, SSC Farms II, LLC, SSC Farms III, LLC,  
SKF Aviation, LLC, and CSSS, LP d/b/a Central  
Valley Shippers

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The Court, having reviewed the foregoing stipulation of the parties, hereby changes the  
20 date for submission of proposed orders in this matter to October 29, 2010.

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IT IS SO ORDERED.

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October 26, 2010

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LAWRENCE K. KARLTON

SENIOR JUDGE

UNITED STATES DISTRICT COURT

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