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7 CLEAN HARBORS ENVIRONMENTAL SERVICES, INC.,
NEKTAR THERAPEUTICS, GOOGLE INC.,
KAISER PERMANENTE VENTURES LLC.
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10 UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

11 CAROLINA CASUALTY INSURANCE
COMPANY,

12 Plaintiffs,

13 v.

14 OAHU AIR CONDITIONING SERVICE, INC.
15 dba OAHU AIR CONDITIONING CO., PACIFIC
COMMERCIAL SERVICES, LLC., MATSON
16 NAVIGATION COMPANY, INC., and DOES 1
through 100,

17 Defendants.

18 OAHU AIR CONDITIONING, SERVICE, INC.

19 Third Party Plaintiff,

20 v.

21 CLEAN HARBORS ENVIRONMENTAL
SERVICES, INC.; SMITH SYSTEMS
TRANSPORTATION, INC.; KAISER
22 PERMANENTE VENTURES, LLC; GOOGLE,
INC.; FOOTHILL-DE ANZA COMMUNITY
23 COLLEGE DISTRICT; TEST AMERICA
LABORATORIES, INC.; & NEKTAR
24 THERAPEUTICS;

25
26 Third-Party Defendants.

27 AND RELATED ACTIONS
28

No. 2:13-cv-01378-WBS-AC

**STIPULATION AND ORDER TO
EXTEND TIME
FOR CERTAIN THIRD PARTY
DEFENDANTS TO RESPOND TO
THE FIRST AMENDED THIRD
PARTY COMPLAINT OF OAHU AIR
CONDITIONING SERVICE, INC.
[L.R. 144(a)]**

Judge: Hon. William Shubb

1st Am. Complaint Filed: Nov. 1, 2013
Trial Date: April 12, 2016

1 Pursuant to Civil Local Rule 144(a), Third Party Defendants GOOGLE INC., KAISER
2 PERMANENTE VENTURES LLC and TEST AMERICA LABORATORIES, INC.
3 (collectively “Certain Third Party Defendants”) and Third Party Plaintiff OAHU AIR
4 CONDITIONING SERVICE, INC., (“OAC”) by and through their undersigned attorneys in the
5 above-captioned civil proceeding, hereby file this Stipulation And [Proposed] Order To Extend
6 Time for Third Party Defendants GOOGLE INC., KAISER PERMANENTE VENTURES LLC¹
7 and TEST AMERICA LABORATORIES, INC. to respond to the First Amended Third Party
8 Complaint (“Complaint”) filed by OAC to July 24, 2015.

9 WHEREFORE, the parties have stipulated to an extension of time, through and including
10 July 24, 2015, for Third Party Defendants GOOGLE INC., KAISER PERMANENTE
11 VENTURES LLC and TEST AMERICA LABORATORIES, INC. to respond to the First
12 Amended Third Party Complaint filed by OAC, including answer or otherwise plead. The
13 purpose of this extension is to afford the parties additional time to meet and confer regarding
14 resolution of matters alleged in the First Amended Third Party Complaint and avoid unnecessary
15 motions. It is agreed by the parties that if the meet and confer process results in a Second
16 Amended Third Party Complaint, the parties will stipulate to filing of the agreed upon amended
17 pleading. This extension is for less than thirty (30) days.

18 Counsel for Certain Third Party Defendants and Third Party Plaintiff OAC’s counsel
19 have authorized the filing of this Stipulation with an electronic signature.

20 DATED: July 1, 2015

BURNHAM BROWN

21
22 By /s/ Thomas M. Downey
23 THOMAS M. DOWNEY

24 Attorneys for Third Party Defendants
25 CLEAN HARBORS ENVIRONMENTAL
26 SERVICES, INC., NEKTAR THERAPEUTICS,
27 GOOGLE INC., KAISER PERMANENTE
28 VENTURES LLC.

1 It is noted for preservation that Kaiser Permanente Ventures LLC is not the proper defendant and this Stipulation is not intended to waive any rights or defenses related to this issue.

1 DATED: July 1, 2015

GORDON & REES

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3 By */s/ Brian M. Ledger "as authorized"*

4 BRIAN M. LEDGER

5 Attorneys for Third Party Defendant
TEST AMERICA LABORATORIES, INC.

6 DATED: July 1, 2015

7 BASSI, EDLIN, HUIE & BLUM LLP

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9 By */s/ Farheena A. Habib "as authorized"*

10 FARHEENA A. HABIB

11 Attorneys for Defendant and

12 Third Party Plaintiff

13 OAHU AIR CONDITIONING SERVICE, INC.

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ORDER

Pursuant to the above Stipulation between the parties, IT IS HEREBY ORDERED that the responsive pleading of Third Party Defendants GOOGLE INC., KAISER PERMANENTE VENTURES LLC and TEST AMERICA LABORATORIES, INC. is due on or before July 24, 2015.

Dated: July 2, 2015

William B. Shubb
WILLIAM B. SHUBB
UNITED STATES DISTRICT JUDGE

4813-3253-6869, v. 1