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7	THERMACOR PROCESS, INC. and THERMACOR, L.C.				
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13	TRANCIN. BOOTH, INC.				
14					
15	UNITED STATES DISTRICT COURT				
16	EASTERN DISTRICT OF CALIFORNIA, SACRAMENTO DIVISION				
17					
18	FRANK M. BOOTH, INC., a California corporation,	Case No. 2:13-CV-01831-MCE-CKD			
19	Plaintiff,	JOINT STATUS REPORT AND STIPULATION AND ORDER RE-			
20	V.	SETTING DISCOVERY COMPLETION AND DISCLOSURE OF EXPERT			
21	THERMACOR PROCESS, L.P., a Texas	WITNESS DATES			
22	limited partnership; THERMACOR PROCESS, INC., a Texas corporation;	(Yolo County Superior Court Case No. CV13-1298)			
23	THERMACOR, L.C., a Texas limited liability company; RICHARD B.	Trial Date: March 7, 2016			
24	BENDER II, an individual; JOE KEYES, an individual; and DOES 21 through 50,	11. 2. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1.			
25	inclusive,				
26	Defendants.				
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Plaintiff Frank M. Booth, Inc. ("Plaintiff") and Defendants Thermacor Process, LP,
Thermacor Process, Inc., Thermacor, LC, Richard B. Bender, II and Joe Keyes ("Defendants"),
submit the following Joint Status Report.

The parties participated in private mediation with mediator Melissa Aliotti, on February 24, 2016. The mediation involved the issues raised in Plaintiff's Complaint, as well as claims arising out of the related State Court matter, *The Regents of the University of California v. McGuire and Hester, et al.*, Yolo County Superior Court, Case No. CV13-383.

Though the mediation session on February 24, 2016 was not successful, the parties are continuing settlement discussions through Ms. Aliotti. It is the intent of the parties to schedule a further mediation with UC Davis, if necessary. The parties would anticipate that if a further mediation session is scheduled with The Regents of the University of California, it will take place in March or April 2016.

STIPULATION

Given the current status of this matter, Plaintiff Frank M. Booth, Inc., ("Plaintiff") and Defendants Thermacor Process, LP, Thermacor Process, Inc. and Thermacor, LC, Richard B. Bender, II and Joe Keyes ("Defendants"), through their respective undersigned counsel, hereby stipulate as follows:

- 1. The parties have agreed to continue with the mediation process.
- 2. The parties continue to agree that at this time, the best opportunity to resolve this matter will be to address this and the State Court claims simultaneously in hopes of reaching a global settlement.
- 3. The parties agree that good cause exists to vacate and re-set the Discovery Completion date of February 28, 2016, as previously ordered by the Court in its October 5, 2015 Order, to August 12, 2016.

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1	4.	The parties agree that good causes exists to vacate and re-set the date of February				
2	28, 2016 for the Disclosure of Expert Witnesses, as previously ordered by the Court in its					
3	October 5, 2015 Order, to August 12, 2016.					
4	5.	Trial is currently scheduled on	September 19, 2016. The State Court action is			
5	scheduled for	r June 13, 2016. In an effort to n	naintain judicial economy and possibly resolve the			
7	State Court Action, the parties Stipulate that the February 28, 2016 cutoff dates for Discovery					
8	Completion and Disclosure of Expert Witnesses be continued to August 12, 2016. No parties wil					
9	be prejudiced by vacating and re-setting the current dates set for the completion of Discovery and					
10	Disclosure of Expert Witnesses.					
11	6. The parties agree that this Stipulation may be signed in counterparts and submitted					
12	to the Court in that matter. The parties also agree that facsimile copies of signatures may be					
13	submitted to the Court.					
14 15	7.		ect matter of this Joint Status Report and Stipulation			
16			and Expert Witness Disclosure, may be heard on an			
17	ex parte basis	C , I	and Expert Withess Biserosare, may be near a on an			
18	Dated: March		MURO & LAMPE, INC.			
19	Duted. Willies	117, 2010	Moreo & Ermin E, five.			
20			By: /s/ Michael A. Felsted			
21			MICHAEL A. FELSTED Attorneys for Plaintiff			
22	Datadi Manal	h 7 2016	FRANK M. BOOTH, INC.			
23	Dated: March	n 7, 2016	TRAINOR FAIRBROOK			
24			By: /s/ Michael S. Middleton			
2526			MICHAEL S. MIDDLETON Attorneys for Defendants			
27			THERMACOR PROCESS, LP, THERMACOR PROCESS, INC. and			
			THERMACOR, L.C.			

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1	Dated: March 7, 2016 DOWNEY BRAND LLP			
2				
3	By: /s/ Matthew J. Weber MATTHEW J. WEBER			
4	Attorneys for Defendants RICHARD B. BENDER II and JOE			
5	KEYES			
6				
7	ORDER			
8	Pursuant to the foregoing stipulation, and for good cause appearing therefor, it is ordered			
9	that the Discovery Completion and Disclosure of Expert Witness date of February 28, 2016 is			
10	continued to August 12, 2016.			
11	IT IS SO ORDERED.			
12	Dated: March 10, 2016			
13				
14	MORRISON C. ENGLAND, JR., CHIEF JUDGE			
15	UNITED STATES DISTRICT COURT			
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