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13 Attorneys for Plaintiff
14 Bradley D. Sharp, Chapter 11 Trustee

15 UNITED STATES DISTRICT COURT
16 EASTERN DISTRICT OF CALIFORNIA
17 SACRAMENTO DIVISION

18 In re
19 SK Foods, LP, a California Limited
20 Partnership, et al.
21 Debtors.

No. 13-CV-02203-WBS
Chapter 11 BK Case no. 09-29162
Adv. Proc. No. 10-02014

22 Blackstone Ranch Corporation, et al.,
23 Appellants,
24 vs.
25 BRADLEY D. SHARP, Chapter 11 Trustee, et
26 al.,
27 Appellees.

**STIPULATION AND ORDER
EXTENDING TIME TO FILE
DESIGNATION OF RECORD,
STATEMENT OF ISSUES AND NOTICE
REGARDING TRANSCRIPT ORDER**

Place: Department 5
501 I Street, 6th Floor
Sacramento, CA 95814
Judge: Hon. William B. Shubb

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1 Appellee Bradley D. Sharp (“Appellee”), the duly appointed and acting Chapter 11
2 Trustee in the case of SK Foods, L.P. and RHM Industrial Specialty Foods, Inc. d/b/a Colusa
3 County Canning Co., on the one hand, and Appellant SK PM Corp., SK Foods, LLC, SKF
4 Canning, LLC, Blackstone Ranch Corporation, Salyer Management Corporation, LLC, Monterey
5 Peninsula Farming LLC, SK Farms Services, LLC, SSC Farming, LLC, SSC Farms I, LLC, SSC
6 Farms II, LLC, and SSC Farms III, LLC, SS Farms, LLC (the “Appellants”) on the other
7 (collectively, the “Parties”), hereby stipulate and agree as follows:

8 **RECITALS**

9 A. On October 18, 2013, the Appellants filed their Notice of Appeal from the
10 Bankruptcy Court’s Judgment of Substantive Consolidation, entered on October 4, 2013, and
11 Statement of Election to have their appeal heard by the District Court.

12 B. On October 22, 2013, the United States District Court for the Eastern District of
13 California issued its Opening Letter notifying the Appellants of their obligation to file their
14 designation of record, statement of issues on appeal and a notice regarding the ordering of
15 transcripts with the bankruptcy court within fourteen (14) days of their filing of the Notice of
16 Appeal, as required by Federal Rule of Bankruptcy Procedure (“FRBP”) 8006.

17 C. The Appellants are currently in default of their obligations under FRBP 8006.

18 **STIPULATION**

19 NOW, THEREFORE, in consideration of the foregoing, the Parties hereby agree as
20 follows:

21 1. The Parties stipulate, subject to court approval, that by no later than December 31,
22 2013 Appellants shall either file (1) their designation of record, statement of issues on appeal and
23 a notice regarding the ordering of transcripts with the bankruptcy court, or (2) a request for
24 dismissal of the above-captioned appeal.

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2. In event the Appellants fail to comply with Paragraph 1 above, the Appellee is authorized to submit an *ex parte* request and order dismissing the above-captioned appeal.

IT IS SO STIPULATED.

Dated: December 18, 2013

SCHNADER HARRISON SEGAL & LEWIS LLP

/s/ Todd B. Holvick

Todd B. Holvick
Attorneys for Bradley D. Sharp, Chapter 11
Trustee for Plaintiff SK Foods, L.P.

Dated: December 18, 2013

LAW OFFICE OF KIMBERLY A. WRIGHT

/s/ Kimberly A. Wright

Kimberly A. Wright
Attorneys for Defendants Scott Salyer, Neal
Alexander, SSRT Holding Pty Limited, SSC&L
2007 Pty Limited, Scott Salyer Revocable Trust and
the SSC&L 2007 Trust

IT IS SO ORDERED.

Dated: December 18, 2013



WILLIAM B. SHUBB
UNITED STATES DISTRICT JUDGE