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IN THE UNITED STATES DISTRICT COURT
 FOR THE EASTERN DISTRICT OF CALIFORNIA
 SACRAMENTO DIVISION

CALIFORNIA DEPARTMENT OF TOXIC
 SUBSTANCES CONTROL and the TOXIC
 SUBSTANCES CONTROL ACCOUNT,

Plaintiffs,

v.

JIM DOBBAS, INC., a California
 corporation; CONTINENTAL RAIL, INC., a
 Delaware corporation; DAVID VAN OVER,
 individually; PACIFIC WOOD
 PRESERVING, a dissolved California
 corporation; and WEST COAST WOOD
 PRESERVING, LLC, a Nevada limited
 liability company,

Defendants,

AND RELATED CROSSCLAIMS AND
 COUNTERCLAIMS.

Case No.: 2:14-cv-00595-WBS-EFB

**STIPULATED REQUEST BY
 PLAINTIFFS AND DEFENDANT JIM
 DOBBAS, INC., TO WITHDRAW JIM
 DOBBAS, INC.'S MOTION FOR
 SUMMARY JUDGMENT WITHOUT
 PREJUDICE; ORDER**

Current Motion Hearing Date:

April 6, 2015

Trial: January 4, 2017
 Action filed: March 3, 2014

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1 IT IS HEREBY STIPULATED by and between Plaintiffs California Department of Toxic
2 Substances Control and the Toxic Substances Control Account (collectively "Plaintiffs") and
3 Defendant Jim Dobbas, Inc. ("Dobbas"), as follows:

4 1. That the hearing date of April 6, 2015, on Dobbas' Motion for Summary Judgment
5 (ECF Docket No. 116) ("Motion") be taken off calendar; and

6 2. That the Motion be withdrawn without prejudice to Dobbas' right to refile the
7 Motion at a later date consistent with the court's Pretrial Scheduling Order.

8 Dated: March 20, 2015

Respectfully Submitted,

9 KING WILLIAMS & GLEASON LLP

10 By: /s/ Nicole R. Gleason

11 Nicole R. Gleason
12 Louinda v. Lacey

13 Dated: March 19, 2015

14 Attorneys for Defendant JIM DOBBAS, INC.
Respectfully submitted,

15 KAMALA D. HARRIS
16 Attorney General of California
17 SARAH E. MORRISON
Supervising Deputy Attorney General

18 By: /s/ Dennis L. Beck, Jr.

19 DENNIS L. BECK, JR.
20 DEPUTY Attorney General

21 *Attorneys for Plaintiffs California*
22 *Department of Toxic Substances Control and*
Toxic Substances Control Account

23 **ATTESTATION**

24 I, Nicole R. Gleason, do hereby declare pursuant to Rule 131(e) of the Local Rules of the
25 United States District Court for the Eastern District of California that I obtained concurrence in the
26 filing of the foregoing document from Dennis L. Beck, Jr., counsel for Plaintiffs, on this 19th day of
27 March, 2015.

28 */s/ Nicole R. Gleason*

ORDER

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Upon consideration of the Parties' Stipulated Request to Withdraw Defendant Jim Dobbas, Inc.'s Motion for Summary Judgment, the Motion hearing date of April 6, 2015, is taken off calendar. The Motion is hereby withdrawn without prejudice to being refiled at a later date consistent with the court's Pretrial Scheduling Order.

Dated: March 20, 2015


WILLIAM B. SHUBB
UNITED STATES DISTRICT JUDGE