

1 GEORGE W. NOWELL, SBN: 83868
george.nowell@nowelllaw.com
2 PAUL B. ARENAS, SBN: 167863
paul.arenas@nowelllaw.com
3 LAW OFFICES OF GEORGE W. NOWELL
120 Montgomery Street, Suite 1990
4 San Francisco, CA 94104
Telephone: (415) 362-1333
5 Facsimile: (415) 362-1344
Attorneys for Defendant:
6 BAX GLOBAL, INC.

7 MICHAEL J. CUMMINS, SBN: 184181
mcummins@gibsonrobb.com
8 GIBSON ROBB & LINDH LLP
100 First Street, 27th Floor
9 San Francisco, CA 94105
Telephone: (415) 348-6000
10 Facsimile: (415) 348-6001
Attorneys for Plaintiffs:
11 THE NISSAN FIRE AND MARINE
INSURANCE COMPANY, LTD., and
12 HITACHI DATA SYSTEMS CORP.

13
14 **UNITED STATES DISTRICT COURT**
15 **NORTHERN DISTRICT OF CALIFORNIA**
16 **(SAN FRANCISCO DIVISION)**

17 THE NISSAN FIRE AND MARINE)
INSURANCE COMPANY, LTD., AND)
18 HITACHI DATA SYSTEMS CORP.,)
Plaintiffs,)

) CASE NO.: C 02-02516 JSW

) **STIPULATION TO MODIFY**
) **BRIEFING SCHEDULE AND**
) **~~PROPOSED~~ ORDER**

19
20 v.)

21)
22 BAX GLOBAL, INC., AND CATHAY)
PACIFIC AIRWAYS, LTD.,)
23 Defendants.)

24)
25)
26 Plaintiffs THE NISSAN FIRE AND MARINE INSURANCE COMPANY, LTD., and
27 HITACHI DATA SYSTEMS CORP., (collectively 'NISSAN' or "Plaintiffs") and Defendant
28 BAX GLOBAL INC. ("defendant" or "BAX"), through their respective, counsel, stipulate and

LAW OFFICES OF GEORGE W. NOWELL
120 Montgomery Street, Suite 1990
San Francisco, CA 94104
Phone: (415) 362-1333 Fax: (415) 362-1344

Dockets.Justia.com

1 request that the briefing schedule set by the Court be modified to provide for each brief to be
2 filed one week later than the dates currently set. The parties thus request that the dates for filing
3 each brief be modified as follows:

- 4 First Brief: March 13, 2009
- 5 Second Brief: March 27, 2009
- 6 Third Brief: April 10, 2009
- 7 Fourth Brief: April 24, 2009

8
9 The parties make this request because of conflicts counsel have in other matters. While
10 the parties do not request that the hearing date be changed from May 8, 2009, should the Court
11 seek to continue the current date, the parties are available on May 15, 2009 and May 22, 2009.

12
13 IT IS SO STIPULATED.

14
15 Dated: February 20, 2009

LAW OFFICES OF GEORGE W. NOWELL

16
17 By: S/ PAUL B. ARENAS
PAUL B. ARENAS

18
19 Attorneys for Defendant
BAX GLOBAL, INC.

20
21
22 Dated: February 20, 2009

GIBSON ROBB & LINDH

23
24 By: S/ MICHAEL J. CUMMINS
MICHAEL J. CUMMINS

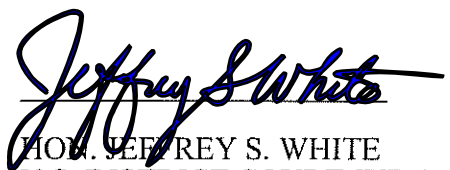
25
26 Attorneys for Plaintiff
THE NISSAN FIRE AND MARINE INSURANCE
27 COMPANY, LTD., AND HITACHI DATA
28 SYSTEMS CORP.,

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

ORDER

The hearing is CONTINUED to May 15, 2009 at 9:00 a.m.
IT IS SO ORDERED.

DATED: February 24, 2009 _____


HON. JEFFREY S. WHITE
U.S. DISTRICT COURT JUDGE

LAW OFFICES OF GEORGE W. NOWELL
120 Montgomery Street, Suite 1990
San Francisco, CA 94104
Phone: (415) 362-1333 Fax: (415) 362-1344