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 11 THE NISSAN FIRE AND MARINE  
 INSURANCE COMPANY, LTD., and  
 12 HITACHI DATA SYSTEMS CORP.

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

16 THE NISSAN FIRE AND MARINE	)	CASE NO.: C 02-02516 JSW
17 INSURANCE COMPANY, LTD., AND	)	
18 HITACHI DATA SYSTEMS CORP.,	)	STIPULATION AND <del>PROPOSED</del>
	)	ORDER CONTINUING CMC FROM
19 Plaintiffs,	)	OCTOBER 16, 2009 TO NOVEMBER 13,
	)	2009 AT 1:00 P.M.
	)	
20 v.	)	
	)	
21 BAX GLOBAL, INC., AND CATHAY	)	
22 PACIFIC AIRWAYS, LTD.,	)	
	)	
23 Defendants.	)	
	)	
	)	
	)	

26 The parties hereto are currently scheduled for a Further Case Management Conference on  
 27 October 16, 2009 at 1:00 p.m. The parties have also been recently assigned to mediation before  
 28 the Ninth Circuit mediation panel on October 28, 2009. Based on this scheduling the parties

1 stipulate and request that the CMC scheduled for October 16, 2009 be re-scheduled to November  
2 13, 2009 at 1:00 p.m. or as soon thereafter as the Court is convenient on the Court's calendar.  
3 Good cause exists for this change of schedule because it may result in this Court avoiding any  
4 unnecessary procedures.

5 IT IS SO STIPULATED.

6 Dated: September 23, 2009

**LAW OFFICES OF GEORGE W. NOWELL**

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8  
9 By: S/ PAUL B. ARENAS  
10 PAUL B. ARENAS  
11 Attorneys for Defendant  
12 BAX GLOBAL, INC.

13 Dated: September 23, 2009

**GIBSON ROBB & LINDH**

14  
15 By: S/ MICHAEL J. CUMMINS  
16 MICHAEL J. CUMMINS  
17 Attorneys for Plaintiff  
18 THE NISSAN FIRE AND MARINE INSURANCE  
19 COMPANY, LTD., AND HITACHI DATA  
20 SYSTEMS CORP.,

**ORDER**

21 IT IS SO ORDERED.

22 DATED: September 25, 2009

  
23  
24 HON. JEFFREY S. WHITE  
25 U.S. DISTRICT COURT JUDGE  
26  
27  
28

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