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6 Attorneys for Defendants
 THE DOW CHEMICAL COMPANY and
 7 DOW AGROSCIENCES LLC

8
 9 **UNITED STATES DISTRICT COURT**
 10 **NORTHERN DISTRICT OF CALIFORNIA**

11 MONTARA WATER AND SANITARY)
 DISTRICT,)

12 Plaintiff,)

13 v.)

14 THE DOW CHEMICAL COMPANY; et al.,)

15 Defendants.)
 16

Case No. C 05-02480 EMC

**STIPULATION EXTENDING TIME TO
 ANSWER OR OTHERWISE RESPOND
 TO COMPLAINT; ORDER**

17 Plaintiff MONTARA WATER AND SANITARY DISTRICT (“Plaintiff”) and Defendants
 18 THE DOW CHEMICAL COMPANY and DOW AGROSCIENCES LLC (collectively “Dow
 19 Defendants”), SHELL OIL COMPANY dba SHELL CHEMICAL COMPANY (“Shell”),
 20 WILBUR-ELLIS COMPANY and OLIN CORPORATION, by and through their counsel of
 21 record, hereby stipulate pursuant to Northern District of California Local Rule 6-1, as follows:

22 1. On May 17, 2005, Plaintiff filed an Amended Complaint in the state action entitled
 23 MONTARA WATER AND SANITARY DISTRICT v. THE DOW CHEMICAL COMPANY, et
 24 al., Case No. GGC-05-438267 in the Superior Court of the State of California in and for the County
 25 of San Francisco. The earliest date any of the defendants received a copy of the Amended
 26 Complaint was May 18, 2005.

27 2. On June 17, 2005, the Dow Defendants and Shell removed the case to this Court.
 28

FBE&M

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1 3. On June 20, 2005, counsel for Plaintiff informed counsel for the Dow Defendants of
2 Plaintiff's intention to file a motion to remand this action to state court.

3 4. Given Plaintiff's upcoming Motion to Remand this action to state court, the parties
4 wish to extend the time for the defendants to answer or otherwise respond to the complaint.

5 5. Because this stipulation will not alter the date or any event or any deadline already
6 fixed by Court order, Local Rule 6-1(a) permits this enlargement without a Court order.

7 WHEREFORE, IT IS STIPULATED that the defendants will be required to answer or
8 otherwise respond to the complaint as follows:

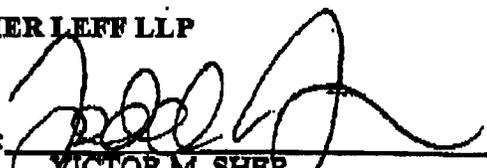
9 A) Should this Court deny Plaintiff's remand motion, defendants shall have
10 until twenty (20) days following notice of the order on the remand motion to
11 answer or otherwise respond to the complaint.

12 B) Should this Court grant Plaintiff's remand motion, defendants shall answer
13 or otherwise respond to the complaint pursuant to the applicable provisions
14 of the California Code of Civil Procedure.

15 IT IS SO STIPULATED.

16 DATED: June 21, 2005

SHER LEFF LLP

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18 By: 

VICTOR M. SHER
TODD E. ROBINS
Attorneys for Plaintiff
CITY OF OCEANSIDE

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22 DATED: June 23, 2005

FILICE BROWN EASSA & McLEOD LLP

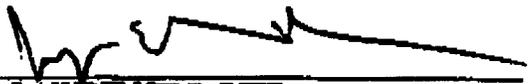
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24 By: 

NICHOLAS D. KAYHAN
RICHARD H. POULSON
Attorneys for Defendants
THE DOW CHEMICAL COMPANY and
DOW AGROSCIENCES LLC

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DATED: June 23, 2005

STEPTOE & JOHNSON LLP

By: 
LAWRENCE P. RIFF
JAY E. SMITH
Attorneys for Defendants
SHELL OIL COMPANY
dba SHELL CHEMICAL COMPANY

DATED: June __, 2005

BARG COFFIN LEWIS & TRAPP LLP

By: _____
RICHARD C. COFFIN
Attorneys for Defendant
WILBUR-ELLIS COMPANY

DATED: June __, 2005

SEVERSON & WERSON LLP

By: _____
CYNTHIA L. MITCHELL
PETER C. LYON
Attorneys for Defendant
OLIN CORPORATION

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DATED: June __, 2005

STEPTOE & JOHNSON LLP

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LAWRENCE P. RIFF
JAY E. SMITH
Attorneys for Defendants
SHELL OIL COMPANY
dba SHELL CHEMICAL COMPANY

DATED: June ²³ __, 2005

BARG COFFIN LEWIS & TRAPP LLP

By: _____


RICHARD C. COFFIN
Attorneys for Defendant
WILBUR-ELLIS COMPANY

DATED: June __, 2005

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OLIN CORPORATION

1 DATED: June __, 2005

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By: _____
LAWRENCE P. RIFF
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SHELL OIL COMPANY
dba SHELL CHEMICAL COMPANY

7 DATED: June __, 2005

BARG COFFIN LEWIS & TRAPP LLP

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By: _____
RICHARD C. COFFIN
Attorneys for Defendant
WILBUR-ELLIS COMPANY

12 DATED: June 23 2005

SEVERSON & WERSON LLP

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By: Cynthia L. Mitchell
CYNTHIA L. MITCHELL
PETER C. LYON
Attorneys for Defendant
OLIN CORPORATION

18 IT IS SO ORDERED:

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EDWARD M. CHEN
APPROVED
Edward M. Chen
Judge Edward M. Chen
NORTHERN DISTRICT OF CALIFORNIA
District Judge