

GREGORY DE LA PEÑA (SBN 126626)
KEITH L. COOPER (SBN 175741)
DE LA PEÑA & HOLIDAY, LLP
One Embarcadero Center, Suite 2860
San Francisco, CA 94111
Telephone: (415) 268-8000
Facsimile: (415) 268-8180

Attorneys for Debtors
SOUTH BAY DENTAL SERVICES, INC.;
LEONARD FELD, DDS., INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA – SAN JOSE DIVISION

LEONARD FELD, DDS., a California
corporation; SOUTH BAY DENTAL
SERVICES, INC., a California corporation;
LEONARD FELD, an individual;
MARSHALL CASTLE, an individual; TIM
PARKER, an individual; JANELLE PARKER,
an individual,

Plaintiffs,

vs.

TRACY HEETER, DDS, an individual,
TRACY K. HEETER, DDS, INC., a California
corporation; SYLVIA COX, an individual;
SOUTH BAY DENTAL CENTER, INC., a
California corporation; SOUTH BAY
HEALTH CENTER, INC., a California
corporation; STEVEN SIBLEY, an individual,
DINAPOLI & SIBLEY, and DOES 1 through
50 inclusive,

Defendants.

Case No. C 06-04031 EMC

**STIPULATION OF COUNSEL RE:
CONTINUANCE OF HEARING AND
MEDIATION; ORDER**

**[Transferred from USBC ND San Jose
Adversary Proceeding No. 3-5164 ASW]**

SYLVIA COX,

Cross-Complainant,

vs.

MARSHALL CASTLE; TIMOTHY PARKER; LEONARD FELD; LEONARD FELD DDS, INC.; SOUTH BAY DENTAL SERVICES, INC.; DENTAL X-RAY AND PHOTOGRAPHY; DENTECH, DENTECH MARKETING DIRECTIONS; DENTECH PARKER MANAGEMENT; AND ROES 1-20, inclusive,

Cross-Defendants.

AND ALL RELATED CROSS-ACTIONS.

Complaint Filed:

June 5, 2000

Trial Date:

02/11/14

IT IS HEREBY STIPULATED by and between counsel for Plaintiffs and Cross-

Defendants LEONARD FELD, DDS., SOUTH BAY DENTAL SERVICES, INC., LEONARD FELD, MARSHALL CASTLE, TIM PARKER and JANELLE PARKER; and counsel for Defendant and Cross-Complainant TRACY HEETER, DDS, TRACY K. HEETER, DDS, INC., SYLVIA COX, SOUTH BAY DENTAL CENTER, INC. and SOUTH BAY HEALTH CENTER, INC. that good cause exists for the Court to issue an order vacating the mediation completion date of July 10, 2013 (90 days from the April 11, 2013 Civil Minute Order) and re-setting the completion date for August 26, 2013 or as soon thereafter as practicable.

Counsel further stipulate there is good cause for vacating the mediation completion date as the parties agree that, to engage in meaningful mediation, the parties require the final report from Special Master Randy Sugarman, including the conclusions and recommendations contained therein. Mr. Sugarman has indicated the report will be circulated to the parties on June 3, 2013.

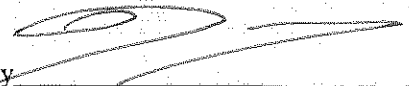
DE LA PEÑA & HOLIDAY LLP

785 Market Street, 14th Floor
San Francisco, CA 94103
Tel. (415) 268-8000 Fax. (415) 268-8180

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

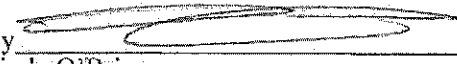
Dated: June 20, 2013

DE LA PEÑA & HOLIDAY LLP

By 
Keith Cooper
Attorneys for Cross Defendants

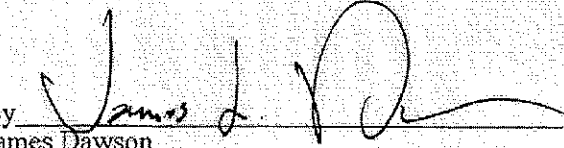
Dated: June 18, 2013

LAW OFFICES OF LINDA E. O'BRIEN

By 
Linda O'Brien
Attorneys for Plaintiffs

Dated: June 4, 2013

GATES, EISENHART & DAWSON

By 
James Dawson
Attorneys for Defendants and Cross Complainants

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

DE LA PEÑA & HOLIDAY LLP

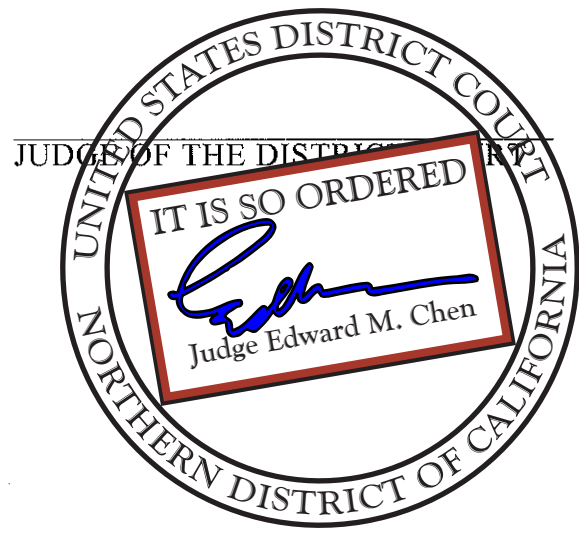
One Embarcadero Center, Suite 2860
San Francisco, CA 94111
Tel. (415) 268-8000 Fax. (415) 268-8180

ORDER

Based on the foregoing and good cause appearing thereto, the new Mediation Completion Date shall be August 26, 2013.

IT IS SO ORDERED.

Dated: 7/2, 2013



Case Name: Leonard Feld, D.D.S., et al. v. Tracy Heeter, D.D.S., et al.
Case No.: United States District Court Northern District of California –
 San Francisco Division Case No. 3:06-CV-4031-EMC

DECLARATION OF ELECTRONIC SERVICE VIA PACER

I am a citizen of the United States. My business address is One Embarcadero Center, Suite 2860, San Francisco, CA 94111. I am employed in the county of San Francisco where this service occurs. I am over the age of 18 years and not a party to the within cause.

On June 25, 2013, I served the following document(s) described as:

1. STIPULATION OF COUNSEL RE: CONTINUANCE OF HEARING AND MEDIATION; ORDER.

to be served via **electronic transfer** through PACER addressed to all interested parties on the PACER electronic list re: **Leonard Feld, D.D.S., et al. v. Tracy Heeter, D.D.S., et al**, United States District Court Northern District of California – San Francisco Division Case No. 3:06-CV-4031-EMC, on the date executed below.

The file transmission was reported as complete and a copy of the “PACER Order Receipt” page will be maintained with the original document(s) in our office.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on June 25, 2013, at San Francisco, California.



Miri Cho

on the interested party(ies) in this action addressed as follows:

Keith Van Dyke, Esq.
 Frederick E. Turner, Esq.
 TURNER, REYNOLDS, GRECO & O'HARA
 16485 Laguna Canyon Road
 Suite 250
 Irvine, CA 92618-3837

Attorneys for Plaintiffs & Cross-Defendants
LEONARD FELD; MARSHAL CASTLE;
TIM PARKER; and JONELLE PARKER

T: (949) 474-6900
 F: (949) 474-6907
 E: KVanDyke@trlawyers.com
 E: fturner@trlawyers.com

Linda E. O'Brien, Esq.
 LAW OFFICES OF LINDA E. O'BRIEN
 34177 Pacific Coast Highway
 Suite 103
 Dana Point, CA 92629

Attorneys for Plaintiffs
LEONARD FELD;
LEONARD FELD, D.D.S; and
SOUTHBAY DENTAL SERVICES, INC.

T: (949) 429-5406
 F: (949) 429-5407
 E: LLegal@aol.com

John DiNapoli, Esq.
 DINAPOLI & SIBLEY
 10 Alameda Blvd.

Attorneys for Defendants
DINAPOLI & SIBLEY; and
STEVEN J. SIBLEY

Suite 1250
San Jose, CA 95113

T: (408) 999-0900
F: (408) 999-0191
E: jfd@dslaw.net

James L. Dawson, Esq.
Nicholas G. Emanuel, Esq.
GATES EISNEHART DAWSON
125 South Market Street
Suite 1200
San Jose, CA 95113

Attorneys for Cross-Defendant & Cross-Complainant
SYLVIA COX

Attorneys for Defendants
TRACY HEETER;
TRACY K. HEETER DDS, INC.;
SOUTH BAY DENTAL CENTER, INC.;
SOUTH BAY HEALTH CENTER, INC.; and
SYLVIA COX

T: (408) 288-8100
F: (408) 288-9409
E: jld@gedlaw.com
E: mae@gedlaw.com
E: sharlene@gedlaw.com

☐ Hon. Edward M. Chen
Courtroom 5 – 17th Floor
U.S. District Court –
Northern District of California
450 Golden Gate Avenue
San Francisco, CA 94102

JUDGE ASSIGNED FOR ALL PURPOSES

T:
F:
E:

☐ Randy Sugarman
SUGARMAN & COMPANY
500 Sansome Street
Suite 600
San Francisco, CA 94111

SPECIAL MASTER

T: (415) 395-7500
F: (415) 658-2858
E: rsugarman@sugarman-company.com