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 6 DICK/MORGANTI, DICK CORPORATION,
 and THE MORGANTI GROUP
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9 UNITED STATES DISTRICT COURT
 10 NORTHERN DISTRICT OF CALIFORNIA—SAN FRANCISCO DIVISION
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12 UNITED STATES OF AMERICA for the Use and
 Benefit of WEBCOR CONSTRUCTION, INC. dba
 13 WEBCOR BUILDERS, and WEBCOR
 CONSTRUCTION, INC. dba WEBCOR
 14 BUILDERS,

15 Plaintiffs,

16 vs.

17 DICK/MORGANTI, a joint venture, DICK
 CORPORATION, THE MORGANTI GROUP,
 18 AMERICAN CASUALTY COMPANY OF
 READING, PA, NATIONAL UNION FIRE
 INSURANCE COMPANY OF PITTSBURGH, PA,
 19 and DOES 1 through 10, inclusive,

20 Defendants.

Case No.: 3:07-CV-02564-CRB

**STIPULATION AND ~~PROPOSED~~
 ORDER FURTHER EXTENDING
 TIME TO FILE ANSWER AND
 COUNTERCLAIM**

Before: Hon. Charles R. Breyer

21 AND RELATED COUNTER-CLAIMS AND
 22 THIRD PARTY CLAIMS.

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 24 Pursuant to Local Civil Rule 6-2, Defendants, Counter-Claimants, and Third Party
 25 Complainants DICK/MORGANTI, DICK CORPORATION, and THE MORGANTI GROUP
 26 (together, “D/M”) and Plaintiff WEBCOR CONSTRUCTION, INC. dba WEBCOR BUILDERS
 27 (“Webcor”) hereby stipulate and agree that the deadline for D/M to file an answer to Webcor’s
 28 complaint, as well as the time for D/M to file a counterclaim, if any, be further extended by 21

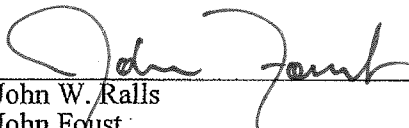
1 days from August 28, 2009, to September 18, 2009. The parties and their representatives
2 continue to meet and discuss various issues, including how Webcor's claims will be addressed at
3 the upcoming mediations with the Project owner. In the meantime, the parties prefer to avoid
4 spending time on litigation activities and filings in the case, and therefore stipulate to this further
5 extension of time.

6 The time for D/M to file an answer to Webcor's complaint and the time for D/M to file a
7 counterclaim has been extended several times before. Additionally, there have been other time
8 extensions in this case, including time extensions in connection with case management
9 conferences.

10 A declaration in support of this stipulated request is attached.

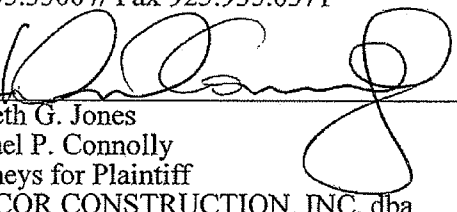
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12 Dated: August 24, 2009

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14
15 By: 
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17 John Foust
18 Attorneys for Defendants, Counter-Claimants
19 and Third Party Complainants
20 DICK/MORGANTI, DICK CORPORATION,
21 and THE MORGANTI GROUP

22
23
24 Dated: August 26, 2009

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25 By: 
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28 Attorneys for Plaintiff
WEBCOR CONSTRUCTION, INC. dba
WEBCOR BUILDERS

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ORDER

The deadline for Defendants, Counter-Claimants, and Third Party Complainants DICK/MORGANTI, DICK CORPORATION, and THE MORGANTI GROUP (together, “D/M”) to file an answer to the complaint of Plaintiff WEBCOR CONSTRUCTION, INC. dba WEBCOR BUILDERS (“Webcor”), as well as the time for D/M to file a counterclaim, if any, is further extended by 21 days from **August 28, 2009**, to September 18, 2008.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: August 31, 2009

