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 UNITED STATES FIDELITY AND GUARANTY COMPANY

11 UNITED STATE DISTRICT COURT  
 12 THE NORTHERN DISTRICT OF CALIFORNIA

13 HOME DEPOT U.S.A., INC.,  
 14  
 Plaintiff,  
 15  
 vs.  
 16  
 UNITED STATES FIDELITY and  
 17 GUARANTY COMPANY, TRAVELERS  
 INSURANCE COMPANY, and DOES 1  
 18 through 10, inclusive,  
 Defendants.

No. 08-02713 SC  
 (AMENDED) STIPULATION AND  
 [PROPOSED] ORDER TO EXTEND  
 DEADLINE TO CONDUCT EARLY  
 NEUTRAL EVALUATION

20 Pursuant to Civil L.R. 6-2 and 16-10(c) and ADR L.R. 5-5, and for the reasons set forth in  
 21 the accompanying Declaration of Counsel, Plaintiff Home Depot U.S.A., Inc. (“Plaintiff”) and  
 22 Defendant United States Fidelity and Guaranty Company (“Defendant”) stipulate that the deadline  
 23 for them to conduct an early neutral evaluation (“ENE”) should be extended until February 1,  
 24 2009. The parties further stipulate that:

- 25 1. On September 5, 2008, this Court referred this case to ENE and ordered the parties  
 26 to conduct the session by December 3, 2008;

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