

1 LYLE C. CAVIN, JR., SBN 44958  
2 CHRISTOPHER W. GOODROE, SBN 224386  
3 LAW OFFICES OF LYLE C. CAVIN, JR.  
4 201 Fourth Street, Suite 102  
5 Oakland, California 94607  
6 Tel: (510) 444-2501  
7 Fax: (510) 444-4209

8 Attorneys for Defendant  
9 For Purpose Of Mediation  
10 TRUNG D. VO

**FILED**  
**MAY 12 2009**  
RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

11 UNITED STATES DISTRICT COURT

12 NORTHERN DISTRICT OF CALIFORNIA

13 BAY MARINE BOATWORKS, INC.,

Case No. C 08-3352 JL  
Case No. C 08-2597 JL

14 Plaintiff,

15 v.

16 **STIPULATION AND ORDER TO**  
17 **CONTINUE THE CASE**  
18 **MANAGEMENT CONFERENCE**

19 THE VESSEL HALL, et al.,

20 Defendants. /

21 PETERSON POWER SYSTEMS, INC, et al.,

Judge : Magistrate James Larson  
Courtroom: F  
CMC Date: May 13, 2009  
Time: 10:00 a.m.

22 Plaintiff,

23 v.

24 THE VESSEL HALL, et al.,

25 Defendants. /

26 Defendant, Trung D. Vo, and plaintiffs Bay Marine Boatworks Inc., and Peterson  
27 Power Systems Inc., by and through their attorney's hereby stipulate to continue the  
28 Case Management Conference currently set for Wednesday May 13, 2009 at 10:30 a.m.  
before Magistrate James Larson.

Due to a conflict with defense counsel's schedule the parties have agreed to  
reschedule the Case Management Conference to Wednesday June 3, 2009 at 10:30 a.m.

Good cause exists for the continuance due to the fact that defense counsel's

LAW OFFICES OF  
**LYLE C. CAVIN, JR.**  
A PROFESSIONAL CORPORATION

TELEPHONE - (510) 444-2501  
FACSIMILE - (510) 444-4209

201 FOURTH STREET, SUITE 102  
OAKLAND, CALIFORNIA, 94607

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

unavailability pre-dated his agreement to undertake further representation of defendant, Mr. Vo.

Further, the parties hereto agree that if Plaintiff Peterson Power files its Motion for Order for Interlocutory Vessel Sale and Authorization to Credit Bid the Parties will not object to the setting of such motion for hearing on June 3, 2009, or at such other time as to which the Court may continue the current Case Management Conference set for May 13, 2009 pursuant to this requested Stipulation.

Dated: May 12, 2009

LAW OFFICES OF LYLE C. CAVIN, JR.

By                   /s/                    
Christopher W. Goodroe  
Attorneys for Plaintiff  
Trung Vo

Dated May 12, 2009

LAW OFFICES OF GEORGE NOWELL

By                   /s/                    
George Nowell  
Attorneys for Plaintiff  
Bay Marine Boatworks Inc.

Dated: May 12, 2009

FITZGERALD ABBOTT & BEARDSLEY LLP

By                   /s/                    
Steven Judson  
Attorneys for Plaintiff  
Peterson Power Systems Inc.

**ORDER:**

GOOD CAUSE being shown the Case management Conference set for

LAW OFFICES OF  
**LYLE C. CAVIN, JR.**  
A PROFESSIONAL CORPORATION

TELEPHONE - (510) 444-2501  
FACSIMILE - (510) 444-4209

201 FOURTH STREET, SUITE 102  
OAKLAND, CALIFORNIA, 94607

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

Wednesday May 13, 2009 at 10:00 a.m., is continued to Wednesday June 3, 2009 at 10:00 a.m.

Dated: 5-12-09

US FEDERAL DISTRICT COURT JUDGE

  
\_\_\_\_\_  
JUDGE JAMES LARSON

LAW OFFICES OF  
**LYLE C. CAVIN, JR.**  
A PROFESSIONAL CORPORATION

TELEPHONE - (510) 444-2501  
FACSIMILE - (510) 444-4209

201 FOURTH STREET, SUITE 101  
OAKLAND, CALIFORNIA, 94607