KFD Enterprises Inc v. City of Eureka Doc. 264

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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO DIVISION

KFD ENTERPRISES, INC., a California corporation dba Norman's Dry Cleaner, Plaintiff, v. CITY OF EUREKA, et al., Defendants, AND ALL RELATED CROSS-CLAIMS AND THIRD-PARTY CLAIMS.	No. 3:08-cv-04571-MMC **STIPULATION AND ~~PROPOSED~~ ORDER TO CONTINUE HEARING ON DEFENDANT R.R. STREET & CO. INC.'S MOTION TO DISMISS CITY OF EUREKA'S THIRD AMENDED COUNTER-CLAIM AND CROSS-CLAIM [Civil L.R. 7-12]**

Pursuant to Civil L.R. 7-12, Defendant, Cross-Claimant, and Counter-Claimant City of Eureka ("Eureka") and Defendant and Cross-Defendant R.R. Street & Co. Inc. ("Street") hereby stipulate and request judicial action as follows:

1. Eureka has filed its Third Amended Counter-Claim and Cross-Claim (Doc. 228, filed Apr. 30, 2010), and Street has filed a motion to dismiss that pleading (Doc. 256, filed June 4, 2010). The hearing on that motion is currently set for July 9, 2010.

Dockets.Justia.com

2. Eureka has requested additional time to respond to Street's motion to dismiss, and Street is amenable to that request.

3. Accordingly, the hearing on Street's motion is continued to Friday, July 23, 2010 at 9:00 a.m.

Dated: June 11, 2010.

Respectfully submitted,

/s/ Eric Grant
Eric Grant
Paula Whitten
Hicks Thomas LLP

Counsel for Defendant and Cross-Defendant
R.R. STREET & CO. INC.

(The filer hereby attests that concurrence in the filing of this document has been obtained from the signatory below.)

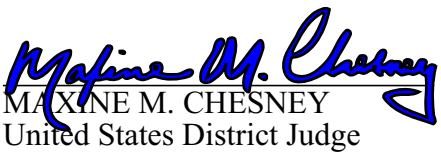
DAVIDOVITZ & BENNETT LLP

/s/ Charles Bolcom
MORIS DAVIDOVITZ
CHARLES BOLCOM
STACEY ALTON

Attorneys for Defendant, Cross-Claimant, and Counter-Claimant CITY OF EUREKA

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: June 15, 2010.



MAXINE M. CHESNEY
United States District Judge

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