

1 John J. Verber, CASB# 139917
 2 jverber@burnhambrown.com
 3 Jack W. Schwartz Jr., CASB #124506
 4 jschwartz@burnhambrown.com
 5 BURNHAM BROWN
 6 A Professional Law Corporation
 7 P.O. Box 119
 8 Oakland, California 94604
 9 ---
 10 1901 Harrison Street, 14th Floor
 11 Oakland, California 94612
 12 Telephone: (510) 444-6800
 13 Facsimile: (510) 835-6666
 14 Email: jverber@burnhambrown.com

15 Attorneys for Plaintiff and Counter-Defendant
 16 STEVENSON ENTERPRISES, a California general
 17 partnership

18 UNITED STATES DISTRICT COURT
 19 NORTHERN DISTRICT OF CALIFORNIA

20 STEVENSON ENTERPRISES, a California
 21 general partnership

22 Plaintiff,

23 v.

24 ENRIQUETA MENDOZA; ESTATE OF
 25 DAVID Z. MENDOZA; HAK CHON LEE;
 26 JEUM SOON LEE; HYSL, Inc., a California
 27 corporation; and YONG W. LEE,

28 Defendants.

No. C 08-4845 EMC

**JOINT CASE MANAGEMENT
 CONFERENCE STATEMENT,
 STIPULATION AND [PROPOSED]
 ORDER REGARDING FILING OF
 REQUEST FOR ENTRY OF
 JUDGMENT AGAINST DEFENDANT
 HAK LEE**

DATE: August 14, 2014
 TIME: 10:30 a.m.
 COURTROOM: 5
 JUDGE: Hon. Edward M. Chen

AND RELATED CROSS-CLAIMS AND
 COUNTER-CLAIMS

Plaintiff STEVENSON ENTERPRISES (“*Plaintiff*” or “*STEVENSON*”), and Defendant
 Cross-Claimant and Counter Claimant HAK CHON LEE (“*HAK LEE*”) file the following Joint

1 Case Management Statement and stipulate as follows:

- 2 1. HAK LEE has previously stipulated that Plaintiff may obtain a Judgment against
3 him.
- 4 2. Since the filing of parties' last Stipulation and Order Regarding Filing Of Request
5 For Entry Of Judgment Against Hak Lee and Order thereon [Case Document 171,
6 filed January 24, 2014], Plaintiff has continued to meet with the Alameda County
7 Water Agency ("ACWA"), the regulatory agency charged with regulating the cleanup
8 of the site, to attempt to obtain a conditional closure (also known as a low risk site
9 closure determination) for the site underlying this litigation.
- 10 3. The ACWA required that Plaintiff install and monitor additional vapor wells in areas
11 in close proximity to the subject premises which Plaintiff is accomplishing.
12 Additional work will be required; however, while Plaintiff has not obtained a
13 conditional closure from the ACWA or determined the final amount of its damages to
14 be included in a Judgment against HAK LEE, Plaintiff has determined that it is now
15 in a position to file a request for a Judgment against HAK LEE for the damages it has
16 suffered to date.
- 17 4. Based thereon, Plaintiff and HAK LEE stipulate that Plaintiff shall have up to and
18 including September 30, 2014 to file its request for entry of a Judgment against HAK
19 LEE.
- 20 5. Based on the above, the Parties further request that the Case Management Conference
21 currently scheduled for August 14, 2014 at 10:30 a.m. be continued until October 31,

22 ///

23 ///

24 ///

25

26

27

28

1 2014 or a date thereafter convenient to the Court.

2 IT IS SO STIPULATED:

3 DATED: August 7, 2014

BURNHAM BROWN

4

5

By: /s/ Jack W. Schwartz Jr.
JACK W. SCHWARTZ JR.
Attorneys for Plaintiff STEVENSON
ENTERPRISES

6

7

8

DATED: August 7, 2014

/s/ Brian H. Lee
BRIAN H. LEE
Attorney for Defendant HAK CHON LEE

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

