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 8 UNITED STATES DISTRICT COURT  
 9 NORTHERN DISTRICT OF CALIFORNIA

10	NORTHERN STATES ELECTRIC, a	)	Case No. C08-05171
	California corporation, and the UNITED	)	
11	STATES, for the use of NORTHERN	)	STIPULATION TO CONTINUE CASE
	STATES ELECTRIC, a California	)	MANAGEMENT CONFERENCE
12	Corporation,	)	
		)	
13	Plaintiffs	)	
		)	
14	vs.	)	
		)	
15	PAGE CONSTRUCTION COMPANY, a	)	
	California Corporation, ST. PAUL	)	
16	TRAVELER'S, and DOES 1 through 10,	)	
	inclusive.	)	
17		)	
		)	
18	Defendants	)	

19  
 20 Plaintiff Northern States Electric and Defendants Page Construction Company and  
 21 St. Paul Traveler's, by and between their respective counsel, hereby request a continuance of  
 22 certain upcoming dates scheduled before the Honorable Charles R. Breyer of the United  
 23 States District Court: the January 15, 2010 Case Management Conference; the March 1,  
 24 2010 Pre-Trial Conference; and the March 15, 2010 Trial date.

25 The parties ask for this continuance because they recently attended a mediation in

1 this case, at which the parties agreed to pursue an alternative remedy and stay the litigation  
2 before this court. Page has agreed to file an equitable adjustment claim with the United  
3 States Government on behalf of NSE and with the assistance of NSE.

4 NSE has forwarded claim documents to Page, which is in the process of reviewing  
5 those documents. The parties hope to have the claim submitted to the United States  
6 Government by February 1, 2010, but do not expect to have a response until approximately  
7 April 15, 2010. In an effort to pursue this alternative remedy, the parties stipulate to  
8 continue the Case Management Conference, Pre-Trial Conference, and Trial Date to a later  
9 date. The parties stipulate to continue the Case Management Conference to April 23, 30, or  
10 May 7, 2010, at which time new Pre-Trial Conference and Trial Dates can be set.

11 Date: January 5, 2010 BOLD, POLISNER, MADDOW, NELSON, &  
12 JUDSON

13  
14 By: \_\_\_\_\_ /s/  
Sharon M. Nagle  
Attorneys for Northern States Electric

15 Date: January 5, 2010 MCINERNEY & DILLON

16  
17  
18 By: \_\_\_\_\_ /s/  
LeCarie S. Whitfield  
Attorneys for Page Construction and  
19 Travelers Casualty and Surety Company  
20 of America

### 21 ORDER

22 PURSUANT TO STIPULATION, the Case Management Conference set for January 15,  
23 2010 is continued to April 23, \_\_\_\_\_, 2010. The Pre-Trial Conference of March 1,  
24 2010 and Trial Date of March 15, 2010 are hereby vacated.

25 Dated: January 8, 2009

By: \_\_\_\_\_  
United States District Judge

NSE v. Page Construction, et al.  
Case No: C08-05171

