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 14 UNITED STATES DISTRICT COURT  
 15 NORTHERN DISTRICT OF CALIFORNIA  
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17 R.C. FISCHER & CO., ) Case No: C09-2316 EDL  
 18 Plaintiff, )  
 19 vs. ) **STIPULATION TO EXTEND EARLY**  
 ) **NEUTRAL EVALUATION**  
 20 CHARLES CARTWRIGHT, DOES 1-50, ) **COMPLETION DATE TO DECEMBER 4,**  
 Inclusive, ) **2009 & [PROPOSED] ORDER**  
 21 Defendants. )

22 \_\_\_\_\_ )  
 23 CHARLES CARTWRIGHT, )  
 Defendant & Third Party )  
 24 Plaintiff, )

25 vs. )  
 )  
 26 QUARK SPEED PARTNERS, )  
 27 Third Party Defendant. )  
 28 \_\_\_\_\_ )

1 IT IS HEREBY STIPULATED AND AGREED by and between the parties hereto, by  
2 their respective counsel, that the Early Neutral Evaluation completion date currently set for  
3 November 12, 2009 be continued to December 4, 2009. This continuation is requested due to  
4 the parties' scheduling conflicts and is necessary to adequately prepare for a meaningful ADR  
5 session.

6 The parties have further agreed to attend a planning teleconference on November 19,  
7 2009 at 10:30 A.M. and have agreed to participate in the early neutral evaluation on December  
8 2, 2009.

9 Dated: November 10, 2009  
10 KAYE, ROSE & PARTNERS, LLP

Dated: November 10, 2009  
ERICKSEN ARBUTHNOT

11 */s/ Kevin Wallace*

*/s/ Fateh K. Sahota*

12 \_\_\_\_\_  
13 RONALD K. LOSCH  
14 KEVIN WALLACE  
15 Attorneys for Defendant/Third Party  
16 Plaintiff CHARLES CARTWRIGHT

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LOIS A. LINDSTROM  
FATEH K. SAHOTA  
Attorneys for Plaintiff R.C. FISCHER &  
Third Party Defendant QUARK SPEED  
PARTNERS

17 **IT IS SO ORDERED.**

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19  
20 Dated: November 12, 2009

*Elijah D. Lepore*  
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U.S. MAGISTRATE JUDGE