

1 Steven N.H. Wood, Esq. (CA SBN 161291)  
2 David W. Anderson, Esq. (CA SBN 167862)  
3 Christopher J. Schweickert, Esq. (CA SBN 225942)  
4 **BERGQUIST, WOOD & ANDERSON, LLP**  
5 1470 Maria Lane, Suite 300  
6 Walnut Creek, CA 94596  
7 Telephone: (925) 938-6100  
8 Facsimile: (925) 938-4354  
9 [wood@wcjuris.com](mailto:wood@wcjuris.com)  
10 [dwa@wcjuris.com](mailto:dwa@wcjuris.com)  
11 [cjs@wcjuris.com](mailto:cjs@wcjuris.com)

12 Attorneys for Defendants and Cross-Claimants  
13 T&W INDUSTRIES, INC., STEVEN TARPLEY, and KENNETH WILKENS

14 **UNITED STATES DISTRICT COURT**  
15 **NORTHERN DISTRICT OF CALIFORNIA**  
16 **SAN FRANCISCO/OAKLAND DIVISION**

17 **AT&T CAPITAL SERVICES, INC.,**  
18 **a Delaware corporation, and**  
19 **SBC GLOBAL SERVICES, INC.,**  
20 **a Delaware corporation,**

21 **Plaintiffs,**

22 **v.**

23 **T&W INDUSTRIES, INC. f/k/a**  
24 **NEWCAL INDUSTRIES, INC., and**  
25 **successor in interest to NEWCAL**  
26 **INDUSTRIES, LLC, a California**  
27 **corporation; STEVEN TARPLEY, an**  
28 **individual; and KENNETH WILKENS,**  
**an individual,**

**Defendants.**

**T&W INDUSTRIES, INC., a California**  
**corporation; STEVEN TARPLEY, an**  
**individual; and KENNETH WILKENS,**  
**an individual,**

**Cross-Claimants,**

**v.**

**AT&T CAPITAL SERVICES, INC.,**  
**a Delaware corporation;**  
**AT&T DATACOMM, INC.,**  
**an Illinois corporation; and**  
**SBC GLOBAL SERVICES, INC.,**  
**a Delaware corporation,**

**Cross-Defendants.**

Case No. C09-2591 SI (BZ)

**STIPULATION TO CONTINUE**  
**MANDATORY SETTLEMENT**  
**CONFERENCE**

BERGQUIST, WOOD & ANDERSON, LLP  
ATTORNEYS AT LAW  
1470 MARIA LANE, SUITE 300  
WALNUT CREEK, CALIFORNIA 94596  
(925) 938-6100 FACSIMILE (925) 938-4354

1 Upon the request by Defendants/Cross-Claimants to continue the Mandatory Settlement  
2 Conference scheduled for January 21, 2010 due to their newly-discovered inability to personally  
3 attend because of a corporate conflict, and Plaintiff/Cross-Defendants' courteous stipulation to that  
4 request, Plaintiff and Cross-Defendants AT&T CAPITAL SERVICES, INC. and SBC GLOBAL  
5 SERVICES, INC., Cross-Defendant AT&T DATACOMM, INC., and Defendant and Cross-  
6 Claimants T&W INDUSTRIES, INC, STEVEN TARPLEY and KENNETH WILKENS, through  
7 their counsel, hereby stipulate as follows:

8 1. To continue the January 21, 2010 Mandatory Settlement Conference to March 23,  
9 2010 at 9:00 a.m.

10  
11 Dated: January 15<sup>th</sup>, 2010

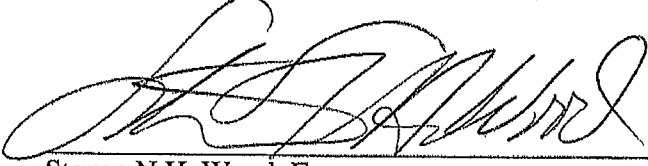
FRANKE GREENHOUSE LIST & LIPPITT LLP



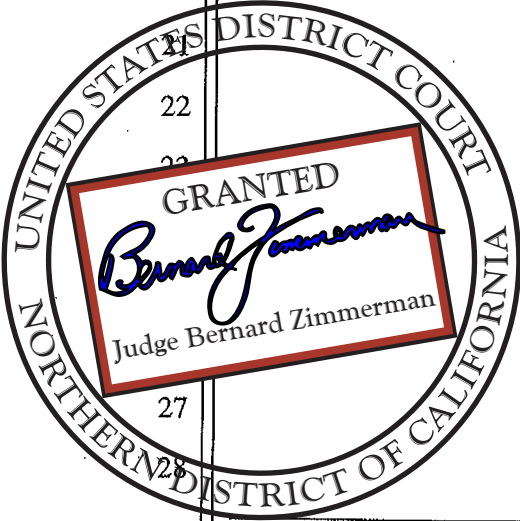
Paul R. Franke, III  
Attorneys for Plaintiff and Cross-Defendants  
AT&T CAPITAL SERVICES, INC. and  
SBC GLOBAL, INC. and Cross-Defendant  
AT&T DATACOMM, INC.

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20 Dated: January 15<sup>th</sup>, 2010

BERGQUIST, WOOD & ANDERSON, LLP



Steven N.H. Wood, Esq.  
Attorneys for Defendants and Cross-Claimants  
T&W INDUSTRIES, INC., STEVEN TARPLEY, and  
KENNETH WILKENS



**GRANTED. No further  
continuances.**

Dated: January 19, 2010