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13 Attorneys for Defendant,  
 14 PepsiAmericas, Inc.

15 UNITED STATES DISTRICT COURT

16 NORTHERN DISTRICT OF CALIFORNIA

17  
 18 EMPLOYERS INSURANCE COMPANY OF  
 WAUSAU,

19 Plaintiff,

20 v.

21 PEPSIAMERICAS, INC.; TRAVELERS  
 22 INDEMNITY COMPANY; CONTINENTAL  
 INSURANCE COMPANY; ARGONAUT  
 23 INSURANCE COMPANY;  
 NORTHWESTERN NATIONAL  
 24 INSURANCE COMPANY OF MILWAUKEE,  
 WISCONSIN; NATIONAL UNION FIRE  
 25 INSURANCE COMPANY OF PITTSBURGH,  
 PA; CENTURY INDEMNITY COMPANY;  
 26 ALLSTATE INSURANCE COMPANY; ONE  
 BEACON INSURANCE GROUP; and DOES 1  
 27 through 50, inclusive,

28 Defendants.

NO. CV 09-03419 (CRB)

**STIPULATION FOR EXTENSION OF  
 TIME TO FILE RESPONSE TO CROSS-  
 COMPLAINT [L.R. 6-1]**

STIPULATION FOR EXTENSION TO FILE  
 RESPONSE TO CROSS- COMPLAINT  
 CV 09-03419 (CRB)

1 Pursuant to Local Rule 6-1, Plaintiff OneBeacon America Insurance Company  
2 (“OneBeacon”) and Defendant PepsiAmericas, Inc. hereby stipulate and agree that the deadline  
3 for Defendant PepsiAmericas, Inc. to file and serve its response to OneBeacon’s Cross-  
4 Complaint for Declaratory Judgment and Damages for Unjust Enrichment is extended to and  
5 until twenty-eight days after the Court enters an order ruling on Defendant PepsiAmericas,  
6 Inc.’s pending Motion to Stay the Complaint or, if the Motion to Stay the Complaint is granted,  
7 to and until twenty-eight days after the Court enters an order lifting the stay.  
8

9 **IT IS SO AGREED AND STIPULATED.**

10 Dated: October 2, 2009

MORGAN, LEWIS & BOCKIUS LLP

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12  
13 /s/ Benjamin A. Smith

14 One Market, Spear Street Tower  
15 San Francisco, CA 94105-1126

*Attorneys for PepsiAmericas, Inc.*

16 Dated: October 2, 2009

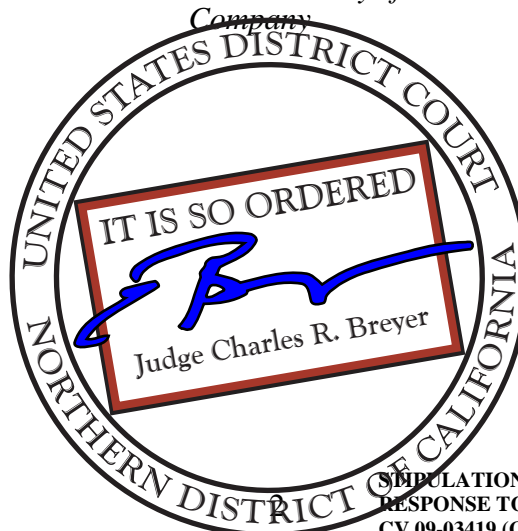
17 SELMAN BREITMAN LLP

18  
19 /s/ Jan L. Pocaterra

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*Company*



STIPULATION FOR EXTENSION TO FILE  
RESPONSE TO CROSS-COMPLAINT  
CV 09-03419 (CRB)