

1 Ramiro Morales – 167947
 William C. Reeves - 183878
 2 MORALES FIERRO & REEVES
 2300 Contra Costa Blvd., Suite 310
 3 Pleasant Hill, CA 94523
 Telephone: 925/288-1776
 4 Facsimile: 925/288-1856

5 Attorneys for Plaintiff

6
7

8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA

10 STEADFAST INSURANCE COMPANY)	Case No.: CV09-04098 SC
)	
11 Plaintiff,)	STIPULATION TO EXTEND THE
vs.)	DEADLINE TO COMPLETE EARLY
12)	NEUTRAL EVALUATION AND ORDER
13 PROBUILDERS SPECIAL INSURANCE)	THEREON
COMPANY RRG, ET AL.)	
)	(SECOND REQUEST)
14 Defendants.)	
)	
15)	

16 The remaining parties to this case (Plaintiff Steadfast Insurance Company and Defendant
17 American Safety Indemnity Company) stipulate and agree as follows:

18 WHEREAS, this matter is coverage dispute between insurers involving settled and resolved
19 underlying construction defect matters in which Defendant disclaimed coverage;

20 WHEREAS, the parties agreed to participate in a mediation conducted in connection with an
21 Early Neutral Evaluation ("ENE") with Wayne Lamprey as the mediator;

22 WHEREAS, the Court previous extended the deadline to complete the mediation in light of
23 an expected ruling in another matter involving common issues styled PMA Capital Ins. Co. v.
24 American safety Indemnity Co., Eastern District Case No. 2:08-cv-02258 JAM DAD ("PMA
25 matter");

26 WHEREAS, while the ruling has issued, scheduling complications have developed that
27 prevented the parties from completing the mediation by the April 16, 2010 deadline;

28 WHEREAS, the parties have confirmed the scheduling of the mediation for May 20, 2010

1 based on the availability of all necessary parties;

2 WHEREAS, this Court has not yet issued a Scheduling Order regarding any dates in this
3 case such that the May 20, 2010 date selected for the mediation does not impact any pending dates;

4 WHEREFORE, the parties request that the deadline for completing the mediation pursuant
5 to the ENE be extended to May 20, 2010.

6 IT IS SO AGREED

7 Dated: April 15, 2010

MORALES FIERRO & REEVES

8

9

10

11

By: /s/ William C. Reeves
William C. Reeves
Attorneys for Plaintiff

12

13

14 Dated: April 15, 2010

BLAU AND ASSOCIATES

15

16

17

By: /s/ David S. Blau
David S. Blau
Attorneys for Defendant
American safety Indemnity Co.

18

19

20

21 The Court, the Honorable Samuel Conti presiding, having considered the stipulation of the
22 parties and good cause appearing, orders as follows:

23 The last date to complete the mediation pursuant to the ENE is extended to May 20, 2010.

24 IT IS SO ORDERED

25 Dated: April 20, 2010

26

27

28


DISTRICT COURT JUDGE