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5 Attorneys for Defendants  
 6 SUMMIT MECHANICAL SYSTEMS, INC.,  
 7 CORINNE KATHLEEN WHITE, LONNY  
 8 MICHAEL WHITE; SMS INDUSTRIAL, INC.

8 UNITED STATES DISTRICT COURT  
 9 NORTHERN DISTRICT OF CALIFORNIA  
 10 SAN FRANCISCO DIVISION

11 BOARD OF TRUSTEES OF THE PIPE  
 12 TRADES DISTRICT COUNCIL NO. 36  
 13 HEALTH AND WELFARE TRUST  
 14 FUND; BOARD OF TRUSTEES OF THE  
 15 PIPE TRADES DISTRICT COUNCIL  
 16 NO. 36 PENSION TRUST FUND;  
 17 BOARD OF TRUSTEES OF THE PIPE  
 18 TRADES DISTRICT COUNCIL NO. 36  
 19 APPRENTICE TRAINING TRUST  
 20 FUND; BOARD OF TRUSTEES OF THE  
 21 CENTRAL CALIFORNIA PIPE TRADES  
 22 INDUSTRY LABOR-MANAGEMENT  
 23 COOPERATION COMMITTEE TRUST  
 24 FUND;

25 Plaintiffs,

26 v.

27 SUMMIT MECHANICAL SYSTEMS,  
 28 INC., a California corporation; CORINNE  
 KATHLEEN WHITE, an individual;  
 LONNY MICHAEL WHITE, an  
 individual; SMS INDUSTRIAL, INC.  
 a.k.a. S M S INDUSTRIAL, INC., a  
 California corporation;  
 and DOES 1 through 50, inclusive;

Defendants.

Case No. CV09-04408-JSW

**JOINT STIPULATION AND ~~PROPOSED~~  
 ORDER TO CONTINUE THE PARTIES'  
 DEADLINE FOR RULE 26(f) INITIAL  
 DISCLOSURES AND JOINT CASE  
 MANAGEMENT STATEMENT**

**STIPULATION**

1  
2 Plaintiffs BOARD OF TRUSTEES OF THE PIPE TRADES DISTRICT  
3 COUNCIL NO. 36 HEALTH AND WELFARE TRUST FUND; BOARD OF TRUSTEES OF  
4 THE PIPE TRADES DISTRICT COUNCIL NO. 36 PENSION TRUST FUND; BOARD OF  
5 TRUSTEES OF THE PIPE TRADES DISTRICT COUNCIL NO. 36 APPRENTICE TRAINING  
6 TRUST FUND; and BOARD OF TRUSTEES OF THE CENTRAL CALIFORNIA PIPE  
7 TRADES INDUSTRY LABOR-MANAGEMENT COOPERATION COMMITTEE TRUST  
8 FUND, and Defendants SUMMIT MECHANICAL SYSTEMS, INC., CORINNE KATHLEEN  
9 WHITE, LONNY MICHAEL WHITE, SMS INDUSTRIAL, INC. (hereinafter collectively “the  
10 parties”), by and through their attorneys of record, hereby stipulate and agree as follows:

- 11 1. The last day for the parties to meet and confer re: initial disclosures, early  
12 settlement and a discovery plan shall be **January 28, 2011**.  
13 2. The last day for the parties to file a Rule 26(f) Report, complete initial disclosures  
14 or state objections in a Rule 26(f) Report shall be **February 11, 2011**.

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Dated: October 15, 2010

/s/ Henry Y. Chiu  
MICHAEL E. MOSS  
HENRY Y. CHIU  
KIMBLE, MacMICHAEL & UPTON  
A Professional Corporation  
Attorneys for Plaintiffs  
BOARD OF TRUSTEES OF THE PIPE  
TRADES DISTRICT COUNCIL NO. 36  
HEALTH AND WELFARE TRUST FUND;  
BOARD OF TRUSTEES OF THE PIPE  
TRADES DISTRICT COUNCIL NO. 36  
PENSION TRUST FUND; BOARD OF  
TRUSTEES OF THE PIPE TRADES  
DISTRICT COUNCIL NO. 36 APPRENTICE  
TRAINING TRUST FUND; and BOARD OF  
TRUSTEES OF THE CENTRAL  
CALIFORNIA PIPE TRADES INDUSTRY  
LABOR-MANAGEMENT COOPERATION  
COMMITTEE TRUST FUND

Dated: October 5, 2010

/s/ Nathalie A. Le Ngoc  
NATHALIE A. LE NGOC  
LITTLER MENDELSON  
A Professional Corporation  
Attorneys for Defendants  
SUMMIT MECHANICAL SYSTEMS, INC.,  
CORINNE KATHLEEN WHITE, LONNY  
MICHAEL WHITE; SMS INDUSTRIAL,  
INC.

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**ORDER**

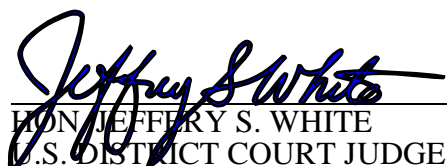
Having considered the parties' Stipulation, this Court hereby ORDERS as follows:

1. The last day for the parties to meet and confer re: initial disclosures, early settlement, the ADR process selection and a discovery plan shall be **January 28, 2011.**
2. The last day for the parties to file a Rule 26(f) Report, complete initial disclosures or state objections in a Rule 26(f) Report shall be **February 11, 2011.**

The Court HEREBY CONTINUES the case management conference to February 4, 2010 at 1:30 p.m. The parties shall file an updated case management statement by January 28, 2010.

IT IS SO ORDERED.

Dated: October 19, 2010

  
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 HON. JEFFERY S. WHITE  
 U.S. DISTRICT COURT JUDGE