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UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

OPERATING ENGINEERS'
PENSION TRUST FUND; F.G.
CROSTHWAITE and RUSSELL E.
BURNS, as Trustees,

Plaintiffs,

v.

WESTERN POWER &
EQUIPMENT CORP, an Oregon
corporation; and WESTERN
POWER & EQUIPMENT CORP, a
Delaware corporation; ARIZONA
PACIFIC MATERIALS, LLC, a
Arizona limited liability company;
CASE DEALER HOLDING
COMPANY, LLC (f/k/a CNH
DEALER HOLDING COMPANY,
LLC) a Delaware limited liability
company; CNH AMERICA, LLC, a
Delaware limited liability company;
and DOES 1-20,

Defendant.

Case No. CV 10-4460 BZ

**[PROPOSED] ORDER ON PARTIES'
JOINT STIPULATION FOR
EXTENSION OF TIME TO
RESPOND TO COMPLAINT FOR
DEFENDANTS CASE DEALER
HOLDING COMPANY LLC AND
CNH AMERICA LLC**

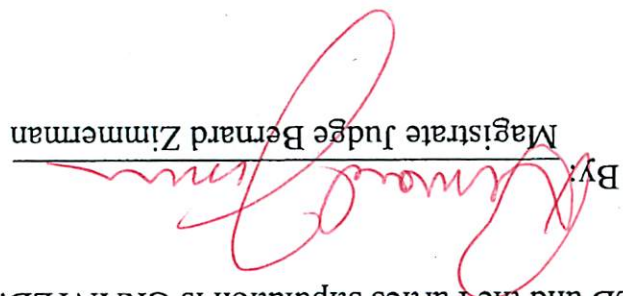
TO ALL PARTIES AND THE ATTORNEYS OF RECORD:

The Court having received and reviewed Defendants' and Plaintiffs' (the
"Parties") joint stipulation for extension of time for Defendants CASE DEALER

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HOLDING COMPANY LLC and CNH AMERICA LLC ("CNH Defendants") to
respond to the Complaint, in which CNH Defendants have requested until
November 19, 2010 to prepare their appropriate responses and good cause
appearing therefore, it is SO ORDERED and the Parties stipulation is GRANTED.

Dated: October 5, 2010

By: 
Magistrate Judge Bernard Zimmerman