

1 Thomas M. Donnelly (State Bar No. 136546)  
 tmdonnelly@jonesday.com  
 2 Daniel L. Corbett (State Bar No. 286103)  
 dcorbett@jonesday.com  
 3 JONES DAY  
 555 California Street, 26th Floor  
 4 San Francisco, CA 94104  
 Telephone: +1.415.626.3939  
 5 Facsimile: +1.415.875.5700

6 Attorneys for Defendant  
 7 FLUOR CORPORATION

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

12 **Northern California River Watch, a**  
**501(c)(3) non-profit Public Benefit**  
 13 **Corporation,**

14 **Plaintiff,**

15 **v.**

16 **Fluor Corporation,**

17 **Defendant.**

**Case No. 3:10-cv-05105 MEJ**

**STIPULATION AND ~~PROPOSED~~**  
**ORDER EXTENDING DEADLINE**  
**FOR DEFENDANT FLUOR**  
**CORPORATION TO RESPOND TO**  
**FOURTH AMENDED COMPLAINT**

18  
 19 Pursuant to Civil Local Rule 6-2(a), Plaintiff Northern California River Watch  
 20 (“NCRW”), and Defendant Fluor Corporation (“Fluor”), hereby stipulate to extend the deadline  
 21 by which Fluor must respond to the Fourth Amended Complaint by thirty (30) days, and jointly  
 22 request that the Court enter the Proposed Order below. NCRW filed its Fourth Amended  
 23 Complaint on June 24, 2013, and thus Fluor’s current deadline to respond (including the three  
 24 days added for electronic service) under Fed. R. Civ. Proc. 15(a)(3) and 6(d) is July 11, 2013.  
 25 Under this Stipulation, Fluor’s response to the Fourth Amended Complaint would be due no later  
 26 than **August 12, 2013.**

27 The parties are jointly requesting this extension of time for Fluor to respond to the Fourth  
 28 Amended Complaint because they have decided to initiate settlement negotiations, and would like

STIP AND PROPOSED ORDER EXTENDING  
 DEADLINE TO RESPOND TO 4TH AMENDED  
 COMPLAINT (No. 3:10-cv-05105)

1 to focus their efforts on attempting to settle the case rather than preparing responsive pleadings.  
2 The requested extension will not alter the date of any event or any deadline already fixed by any  
3 Court order. This is the first request for an extension of time for Fluor to respond to the Fourth  
4 Amended Complaint. And this requested extension will not affect the case schedule, given that  
5 the Court has not yet set a trial date or any discovery or motion cut-offs.

6 I declare under penalty of perjury that the foregoing is true and correct. I also attest,  
7 pursuant to Civil Local Rule 5-1(i)(3), that I have obtained concurrence in the filing of this  
8 Stipulation and Proposed Order from Jack Silver, counsel for NCRW.

9 Dated: June 27, 2013

Jones Day

10

11

By: /s/ Thomas M. Donnelly  
Thomas M. Donnelly

12

Counsel for Defendant  
FLUOR CORPORATION

13

14 IT IS SO STIPULATED.

15 Dated: June 27, 2013

Jones Day

16

17

By: /s/ Thomas M. Donnelly  
Thomas M. Donnelly

18

Counsel for Defendant  
FLUOR CORPORATION

19

20

21

22 Dated: June 27, 2013

Law Office of Jack Silver

23

By: /s/ Jack Silver  
Jack Silver

24

Counsel for Plaintiff  
NORTHERN CALIFORNIA RIVER  
WATCH

25

26

27

28

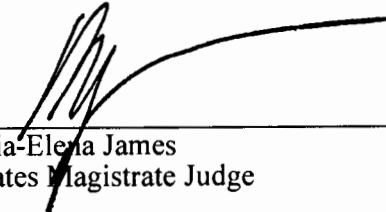
1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

~~PROPOSED~~ ORDER

Having considered the foregoing Stipulation, and good cause appearing therefor, the Court hereby Orders that Fluor's response to the Fourth Amended Complaint shall be filed no later than **August 12, 2013.**

IT IS SO ORDERED.

Dated: 6/28, 2013

  
\_\_\_\_\_  
Hon. Maria-Elena James  
United States Magistrate Judge

SFI-830556v1