

1 Peter D. Nussbaum, SBN 49682
 Eileen B. Goldsmith, SBN 218029
 2 Anne Arkush, SBN 254985
 ALTSHULER BERZON LLP
 3 177 Post Street, Suite 300
 San Francisco, CA 94108
 4 Telephone: (415) 421-7151
 Facsimile: (415) 362-8064
 5 E-mail: pnussbaum@altshulerberzon.com
 E-mail: egoldsmith@altshulerberzon.com
 6 E-mail: aarkush@altshulerberzon.com

7 Attorneys for Respondent
 SHEET METAL WORKERS' INTERNATIONAL
 8 ASSOCIATION, LOCAL UNION No. 104
 9

10
 11 **UNITED STATES DISTRICT COURT**
 12 **NORTHERN DISTRICT OF CALIFORNIA**
 13

14

DIV 15 TECH, Inc.)

Case No.: 10-05309 JSW

15 Petitioner/Counterclaim Respondent,)

16 vs.)

STIPULATION AND ~~PROPOSED~~
ORDER REGARDING CASE
MANAGEMENT SCHEDULING

17)
 18 SHEET METAL WORKERS')
 19 INTERNATIONAL ASSOCIATION, LOCAL)
 104,)
 20 Respondent/Counterclaimant.)
 21

1 WHEREAS This Court's initial scheduling order in this case sets March 4, 2011 as the last day
2 for the parties to file a Rule 26(f) report, complete their initial disclosures, and file a case management
3 statement; and March 11, 2011 as the date for an initial case management conference; and accordingly,
4 pursuant to the local rules and Federal Rules of Civil Procedure, February 18, 2011 is the last day for the
5 parties to file an ADR certification or stipulate as to ADR and to meet and confer regarding initial
6 disclosures pursuant to Fed. R. Civ. P. Rule 26;
7

8 WHEREAS Respondent/Counterclaimant Sheet Metal Workers' International Association, Local
9 Union No. 104, has filed a motion for judgment on the pleadings which is set to be heard by the Court
10 on March 4, 2011 at 9:00 a.m.;

11 WHEREAS no prior extensions of time have been requested in this case;

12 WHEREAS the remaining schedule in this case will not be affected by the requested changes to
13 the dates set in the initial scheduling order, because no further deadlines have been scheduled yet;
14

15 The parties hereby stipulate as follows:

16 1. The parties jointly request the changes to the schedule set forth herein, subject to the
17 Court's approval.

18 2. The last day for the parties to file an ADR certification or stipulate as to ADR, and to
19 meet and confer regarding initial disclosures pursuant to Fed. R. Civ. P. Rule 26, shall be continued to
20 March 18, 2011.
21

22 3. The last day for the parties to file a Rule 26(f) report, complete initial disclosures or state
23 objection in Rule 26(f) Report and file a case management statement, shall be continued to April 1,
24 2011.
25

26 4. The case management conference presently scheduled for March 11, 2011 shall be
27 continued to April 8, 2011 at 1:30 p.m.
28

1 Dated: February 17, 2011

ALTSHULER BERZON LLP

2
3
4 By: _____/s/_____
Eileen B. Goldsmith

5 Attorneys for Sheet Metal Workers' International
6 Association, Local Union No. 104

7
8
9 Dated: February __, 2011

SIMPSON, GARRITY, INNES & JACUZZI

10
11 By: _____
12 Jamie Rudman

13 Attorneys for Div 15 Tech, Inc.

14
15
16 ~~PROPOSED~~ ORDER

17 For good cause appearing, IT IS SO ORDERED.

18
19 February 18, 2011
20 Dated: _____

21 
Hon. Jeffrey White
22 United States District Judge
23
24
25
26
27
28