

1 Daniel Eli, Esq., State Bar No. 192019  
 2 Eve S. Senuty, Esq., State Bar No. 239605  
**BLACK, COMPEAN, HALL & ELI**  
 3 A Limited Liability Partnership  
 4 700 South Flower Street, Ste. 3350  
 Los Angeles, California 90017  
 5 Telephone: (213) 629-9500  
 6 Facsimile: (213) 629-4868

7 Attorneys for Plaintiff and Counterdefendant  
 8 St. Paul Surplus Lines Insurance Company

9 UNITED STATES DISTRICT COURT  
 10 NORTHERN DISTRICT OF CALIFORNIA

12	ST. PAUL SURPLUS LINES	)	Case No. C 10-05567 MEJ
13	INSURANCE COMPANY, a Delaware	)	
14	Corporation,	)	<b>STIPULATION TO CONTINUE</b>
15	Plaintiff,	)	<b>DEADLINES AND CASE</b>
16	vs.	)	<b>MANAGEMENT CONFERENCE;</b>
17		)	<b>[PROPOSED] ORDER THEREON</b>
18	CLIPPER SQUARE, LLC, et al.,	)	<b>[USDC ND Local Rules 6-1, 6-2]</b>
19	Defendants.	)	
20	<hr/>		
21	CLIPPER SQUARE, LLC, et al.,	)	
22	Counter-Claimants	)	
23	vs.	)	
24		)	
25	ST. PAUL SURPLUS LINES	)	
26	INSURANCE COMPANY, et al.,	)	
27	Defendants [sic]	)	
28		)	

1 RECITALS

2 **WHEREAS**, deadlines and hearings are pending in this action pursuant to the  
3 Courts December 8, 2010 Order Setting Initial Case Management Conference and  
4 ADR Deadlines, as well as the Northern District's Local Rules and Federal Rules of  
5 Civil Procedure;

6 **WHEREAS**, on January 31, 2011, Defendants Clipper Square, LLC, Clipper  
7 Square, Inc., Philip Richardson, Laurence O. Mathews, Ronald M. Katz, and KMR  
8 Properties, LLC (collectively, "Counterclaimants") filed an Answer, Third Party  
9 Complaint and Counterclaim naming Plaintiff St. Paul Surplus Lines Insurance  
10 Company ("St. Paul") as a Counterdefendant.

11 **WHEREAS**, Counterclaimants have not served their Third Party Complaint  
12 as against any of the Third Party Defendants named therein.

13 **WHEREAS**, the St. Paul and Counterclaimants are engaged in settlement  
14 negotiations, and anticipate either reaching a settlement of St. Paul's action against  
15 all defendants along with Counter Claimants' claims against third party defendants,  
16 or reaching an impasse, at which time some or all of this case will be ready to  
17 proceed in the ordinary course.

18 **WHEREAS**, pursuant to a concurrently filed stipulation, St. Paul's responsive  
19 pleading to the Counterclaim is due on or before March 28, 2011. The deadline for  
20 Defendants Stacy Thal, R. Samuel Klatchko, Helmut Haas, Susan Harding, Bruno  
21 Ledwin, Richard Ledwin, Robert Pin, Mukhtiar Sajjan, and Rajvir Shoker  
22 (collectively "Defendants") to respond to St. Paul's Amended Complaint is  
23 March 14, 2011, pursuant to the extension granted by St. Paul in a Stipulation filed  
24 with the court.

25 **WHEREAS**, the status of hearings and deadlines currently pending is as  
26 follows:

- 27 2/24/11 L/D to file ADR Certification signed by parties and counsel  
28 L/D to file either Stipulation to ADR Process or Notice of Need

1 for ADR Phone Conference

2 L/D for parties to meet and confer re initial disclosures, early  
3 settlement, ADR process selection, and discovery plan (hold  
4 Rule 26(f) conference)

5  
6 3/10/11 L/D to file Rule 26(f) Report (including Discovery Plan)

7 L/D to complete/file initial disclosures, or state objections in  
8 Rule 26(f) Report

9 L/D to file CMC Statement

10 L/D to file consent or objection to Magistrate

11  
12 3/17/11 Case Management Conference

13  
14 **STIPULATION**

15 IT IS HEREBY STIPULATED, by and between the parties, that the dates set  
16 forth in the Court's December 8, 2010 Order Setting Initial Case Management  
17 Conference and ADR Deadlines are continued as follows:

18 (a) The February 24, 2011 deadline with respect to the following  
19 deadlines is continued to March 28, 2011:

20 (1) To file ADR Certification signed by parties and counsel

21 (2) To file either Stipulation to ADR Process or Notice of  
22 Need for ADR Phone Conference

23 (3) For parties to meet and confer re initial disclosures, early  
24 settlement, ADR process selection, and discovery plan  
25 (hold Rule 26(f) conference)

26 (b) The March 10, 2011 deadline with respect to the following  
27 deadlines is continued to April 11, 2011:

28 (1) To file Rule 26(f) Report (including Discovery Plan)

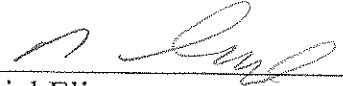
1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

- (2) To complete/file initial disclosures, or state objections in Rule 26(f) Report
- (3) To file CMC Statement
- (4) To file consent or objection to Magistrate


(c) The March 17, 2011 hearing date for the Case Management Conference is continued at least 29 days to April ~~15~~, 2011, or to a date convenient for the court. 14

**IT IS SO STIPULATED**

Dated: February 24, 2011 **BLACK, COMPEAN, HALL & ELI, LLP**

By   
 Daniel Eli  
 Eve S. Senuty  
 Attorneys for Plaintiff and Counterdefendant  
 St. Paul Surplus Lines Insurance Company

Dated: February 24, 2011 **BRANSON, BRINKOP, GRIFFITH & STRONG, LLP**

By   
 John H. Podesta  
 Attorneys for Defendants and Counterclaimants  
 Clipper Square, LLC, Clipper Square, Inc., Philip Richardson, Laurence O. Mathews, Ronald M. Katz, and KMR Properties, LLC

Dated: February \_\_\_\_\_, 2011 **CHAPMAN & INTRIERI, LLP**

By \_\_\_\_\_  
 Spencer Edgett  
 Attorneys for Defendants Stacy Thal, R. Samuel Klatchko, Helmut Haas, Susan Harding, Bruno Ledwin, Richard Ledwin, Robert Pin, Mukhtiar Sajjan, and Rajvir Shoker

1 (2) To complete/file initial disclosures, or state objections in  
2 Rule 26(f) Report

3 (3) To file CMC Statement

4 (4) To file consent or objection to Magistrate

5 (c) The March 17, 2011 hearing date for the Case Management  
6 Conference is continued at least 29 days to April 15, 2011, or to a date  
7 convenient for the court. 14

8  
9 **IT IS SO STIPULATED**

10 Dated: February \_\_\_\_\_, 2011 **BLACK, COMPEAN, HALL & ELI, LLP**

11 By \_\_\_\_\_  
12 Daniel Eli  
13 Eve S. Senuty  
14 Attorneys for Plaintiff and Counterdefendant  
15 St. Paul Surplus Lines Insurance Company

16 Dated: February \_\_\_\_\_, 2011 **BRANSON, BRINKOP, GRIFFITH &  
17 STRONG, LLP**

18 By \_\_\_\_\_  
19 John H. Podesta  
20 Attorneys for Defendants and Counterclaimants  
21 Clipper Square, LLC, Clipper Square, Inc., Philip  
22 Richardson, Laurence O. Mathews, Ronald M. Katz,  
23 and KMR Properties, LLC

24 Dated: February 24, 2011 **CHAPMAN & INTRIERI, LLP**

25 By \_\_\_\_\_  
26 Spencer Edgett  
27 Attorneys for Defendants Stacy Thal, R. Samuel  
28 Klatchko, Helmut Haas, Susan Harding, Bruno  
Ledwin, Richard Ledwin, Robert Pin, Mukhtiar  
Sajjan, and Rajvir Shoker

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**

PURSUANT TO STIPULATION, IT IS SO ORDERED:

Dated: February 25, 2011

  
\_\_\_\_\_  
Chief Magistrate Judge Maria-Elena James

1 **PROOF OF SERVICE**

2 **STATE OF CALIFORNIA, COUNTY OF LOS ANGELES**

3 I, Patti A. Diroff, am employed in the County of Los Angeles, State of  
4 California. I am over the age of 18 and not a party to the within action; my business  
5 address is 700 South Flower Street, Suite 3350, Los Angeles, California 90017.

6 On February 24, 2011, I served the foregoing document described as:  
7 **STIPULATION TO CONTINUE DEADLINES AND CASE MANAGEMENT**  
8 **CONFERENCE; [PROPOSED] ORDER THEREON** on all interested parties in  
9 this action, as follows:

9  BY MAIL *as to those parties so designated*. True copies thereof were placed in  
10 sealed envelopes addressed as stated on the attached mailing list:

11  \*I deposited such envelope in the mail at Los Angeles, California. The  
12 envelope was mailed with postage thereon fully prepaid.

13  As follows: I am "readily familiar" with the firm's practice of collection and  
14 processing correspondence for mailing. Under the practice it would be deposited  
15 with U.S. postal service on that same day with postage thereon fully prepaid at  
16 Los Angeles, California in the ordinary course of business. I am aware that on  
17 motion of the party served, service is presumed invalid if postal cancellation date  
18 or postage date is more than 1 day after date of deposit for mailing in affidavit.

18  BY EFILING SERVICE, *as to those parties so designated*. The above  
19 document(s) were electronically filed and served pursuant to pursuant to Local  
20 Rule 5-4 and General Order 45, which provide that upon electronic filing, a Notice  
21 of Electronic Filing (NEF) is automatically generated by the CM/ECF system and  
22 sent by e-mail to the attorneys registered as CM/ECF Users and who have consented  
23 to electronic service. Service by NEF constitutes service pursuant to the Federal  
24 Rules of Civil and Criminal Procedure for all attorneys who have consented to  
25 electronic service. As to those attorneys not registered for the CM/ECF system or  
26 who did not consent to electronic service, and as to those documents excluded from  
27 electronic filing, all such services are effected through traditional means of service  
28 in the manner prescribed in the Federal Rules of Civil Procedure and the Local  
Rules.

27  Federal) I declare under penalty of perjury under the laws of the State of  
California and the United States that the foregoing is true and correct, and that I am  
employed in the office of a member of the bar of this court at whose direction the  
service was made.

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

Executed on February 24, 2011, at Los Angeles, California.

  
\_\_\_\_\_  
Patti A. Diroff



1 **SERVICE LIST**

2 St. Paul Surplus Lines v. Clipper Square, et al.  
3 USDC Case No. C 10-05567 MEJ

4 **Served via Efiling**

5 John H. Podesta, Esq.  
6 David P. McDonough, Esq.  
7 Branson Brinkop Griffith & Strong LLP  
8 643 Bair Island Road, Suite 400  
9 Redwood City, CA 94063  
10 (650) 365.7710, FAX: 650.365.7981  
11 Email: dmcdonough@bbgslaw.com

12 Attorneys for Defendants and  
13 Counterclaimants Clipper Square, LLC,  
14 Clipper Square, Inc., Philip Richardson,  
15 Laurence O. Mathews, Ronald M. Katz,  
16 and KMR Properties, LLC

4 **Served via US Mail**

5 J. Spencer Edgett, Esq.  
6 Chapman & Intrieri, LLP  
7 2236 Mariner Square Drive, Suite 300  
8 Alameda, CA 94501  
9 (510) 864-3600, FAX (510) 864-3601  
10 sedgett@chapmanandintrieri.com

11 Attorneys for Defendants Stacy Thal, R.  
12 Samuel Klatchko, Helmut Haas, Susan  
13 Harding, Bruno Ledwin, Richard  
14 Ledwin, Robert Pin, Mukhtiar Sajjan,  
15 and Rajvir Shoker