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10 Attorney for Defendant and Counter-
 11 Claimant NATIONWIDE
 INDEMNITY COMPANY

12
 13 UNITED STATES DISTRICT COURT
 14 NORTHERN DISTRICT OF CALIFORNIA

15 MBL, INC., a California corporation,
 16 Plaintiff,

17 v.

18 NATIONWIDE INDEMNITY
 COMPANY, an Ohio corporation; and
 19 DOES 1 through 100, inclusive,
 20 Defendant.

CASE NO. C 11-00044 RS

Hon. Joseph C. Spero

**JOINT STIPULATION TO
 CONTINUE DATE ON DISCOVERY
 HEARING**

21
 22 AND RELATED CROSS-ACTION.

23 **RECITALS**

24 WHEREAS there is a telephonic Discovery Hearing in this matter currently
 25 scheduled for December 16, 2011 at 9:30 a.m. in front of Magistrate Judge Joseph
 26 C. Spero.

CASE NO. C11-00044 RS

**Joint Stipulation to Continue Hearing Date on
 Both Parties' Motions for Summary Judgment**

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1 WHEREAS Counsel for MBL, Inc. is unavailable on December 16, 2011 due
2 to a conflicting appearance in another matter.

3 WHEREAS on December 14, 2011, Counsel for MBL, Inc. requested
4 Counsel for Nationwide Indemnity Company stipulate to continue the date for that
5 Discovery Hearing.

6 WHEREAS the parties have met and conferred and agreed to continue the
7 date set for the discovery hearing.

8 **STIPULATION**

9 THEREFORE, in light of the foregoing recitals, the parties hereby agree and
10 stipulate as follows:

- 11 1. The Discovery Hearing in this matter scheduled for December 16, 2011 at
- 12 9:30 a.m. shall be continued to December 21, 2011 at 10:30 a.m. and both parties
- 13 shall appear telephonically.

14 SO STIPULATED.

15 Respectfully submitted,

16 DATED: December 14, 2011 /s/ A. Raymond Hamrick, III

17 HAMRICK & EVANS, LLP
18 A. Raymond Hamrick, III
19 Kenneth A. Hearn
20 W. Joseph Anderson
21 Attorneys for Plaintiff and Counter-Defendant
22 MBL, INC.

23 DATED: December 14, 2011 /s/ Bryan M. Barber

24 BARBER LAW GROUP, P.C.
25 Bryan M. Barber
26 Attorney for Defendant and Counter-Claimant
27 NATIONWIDE INDEMNITY COMPANY

28 Dated: 12/15/11

