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11 Attorneys for Plaintiff and Counter-Defendant,  
PHILLIP DAVID STEARS

12 UNITED STATES DISTRICT COURT  
13 NORTHERN DISTRICT OF CALIFORNIA  
14 SAN FRANCISCO DIVISION

16 PHILLIP DAVID STEARS,

17 Plaintiff,

18 v.

19 LIBERTY MUTUAL FIRE INSURANCE  
20 COMPANY and DOES 1 through 100,

21 Defendants.

22 LIBERTY MUTUAL FIRE INSURANCE  
23 COMPANY,

24 Counterclaimant and Defendant,

25 v.

26 PHILLIP DAVID STEARS,

27 Counter-Defendant.  
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Case No: CV 11-1312 WHA

**STIPULATION AND ~~PROPOSED~~ ORDER  
TO CONTINUE CASE MANAGEMENT  
CONFERENCE**

1           **WHEREAS**, there is a Case Management Conference set in this matter for July 7, 2011 at  
2 3:00 p.m.;

3           **WHEREAS**, Plaintiff PHILLIP STEARS (“Plaintiff”) and Defendant LIBERTY  
4 MUTUAL INSURANCE FIRE INSURANCE COMPANY (“Liberty Mutual”) reached a global  
5 settlement in principle in conjunction with settlement of *State Farm General Insurance Company*  
6 *v. Phillip Stears*, Sonoma County Superior Court Case No. SCV 247905, the underlying action  
7 giving rise to the instant action on June 30, 2011;

8           **WHEREAS**, the settlement has been confirmed with the other insurer for Stears as of July  
9 5, 2011 and the parties anticipate that a stipulation for dismissal can be filed in this action within  
10 the next 30 days;

11           It is hereby stipulated by and between Plaintiff and Liberty Mutual, through their  
12 respective attorneys of record, that in light of the settlement of this action, that the parties request  
13 the Court continue the Case Management Conference currently set for July 7, 2011 at 3:00 p.m.  
14 for a period of 45 days and hereby request that the court do so.

15           **IT IS SO STIPULATED.**

16 Dated: July 5, 2011

FLAHAVAN LAW OFFICES

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19 By: William F. Flahavan  
20 WILLIAM F. FLAHAVAN  
Attorneys for Plaintiff, PHILLIP DAVID  
STEARS

21 Dated: July 5, 2011

ROPERS, MAJESKI, KOHN & BENTLEY

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23 By: Pamela E. Cogan  
24 PAMELA E. COGAN  
ALEXIS F. KENT  
25 Attorneys for Defendant, LIBERTY  
MUTUAL FIRE INSURANCE COMPANY

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**ORDER**

**IT IS HEREBY ORDERED** that, pursuant to the parties' STIPULATION TO CONTINUE CASE MANAGEMENT CONFERENCE, the Case Management Conference set for August 4, 2011, at 3:00 p.m. July 7, 2011 at 3:00 p.m. is continued to ~~August 23, 2011 at 3:00 p.m.~~

THERE WILL BE NO FURTHER CONTINUANCES.

Dated: July 6, 2011

Hon. William H. Alsup