1 2 3 4 5	Jerry L. Marks (SBN 135395) Email: jmarks@milbank.com Aaron Renenger (SBN 222675) Email: arenenger@milbank.com MILBANK, TWEED, HADLEY & McCLOY LLP 601 S. Figueroa Street, 30th Floor Los Angeles, California 90017 Telephone: (213) 892-4000 Facsimile: (213) 629-5063		
6	David R. Gelfand (admitted pro hac vice)		
7	Email: dgelfand@milbank.com Rachel Penski Fissell (<i>admitted pro hac vice</i>)		
8	Email: rfissell@milbank.com MILBANK, TWEED, HADLEY & McCLOY LLP 1 Chase Manhattan Plaza New York, NY 10005 Telephone: (212) 530-5000 Facsimile: (212) 822-5661 <i>Attorneys for Defendants STA Development, LLC,</i> <i>Solar Trust of America, LLC, Solar Millennium, Inc.,</i> <i>CA I-10 Solar, LLC, Palo Verde Solar I, LLC,</i> <i>Palo Verde Solar II, LLC, Blythe Solar Power Project</i>		
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11			
12			
13	Unit 1, LLC, Blythe Solar Power Project Unit 2, LLC, Blythe Solar Power Project Unit 3, LLC and		
14	Blythe Solar Power Project Unit 4, LLC		
15	UNITED STATES DISTRICT COURT		
16	NORTHERN DISTRICT OF CALIFORNIA		
17	SAN FRANCISCO DIVISION		
18	MMR GROUP, INC.,	Case No. 3:11-cv-01521-EMC	
19	MMR POWER SOLUTIONS, LLC and SOUTHWESTERN POWER GROUP II, LLC,	FOURTH STIPULATION TO	
20	Plaintiffs,	EXTEND DEFENDANTS' TIME TO RESPOND TO AMENDED	
20		COMPLAINT AND [PROPOSED] ORDER	
21			
22	STA DEVELOPMENT, LLC (F/K/A SOLAR MILLENNIUM, LLC), SOLAR TRUST OF	The Honorable Judge Edward M. Chen	
25 24	AMERICA, LLC, SOLAR MILLENNIUM AG, SOLAR MILLENNIUM, INC., CA I-10		
	SOLAR, LLC, PALO VERDE SOLAR I, LLC,		
25	PALO VERDE SOLAR II, LLC, BLYTHE SOLAR POWER PROJECT UNIT 1, LLC,		
26	BLYTHE SOLAR POWER PROJECT UNIT 2, LLC, BLYTHE SOLAR POWER PROJECT		
27	UNIT 3, LLC AND BLY, THE SOLAR POWER		
28	PROJECT UNIT 4, LLC Defendants.		

FOURTH STIPULATION TO EXTEND DEFENDANTS' TIME TO RESPOND TO AMENDED COMPLAINT AND [PROPOSED] ORDER Dockets.Justia.com

1	STIPULATION			
2	Plaintiffs MMR GROUP, INC., MMR POWER SOLUTIONS, LLC and			
3	SOUTHWESTERN POWER GROUP II, LLC (collectively, "MMR") and Defendants STA			
4	DEVELOPMENT, LLC, SOLAR TRUST OF AMERICA, LLC, SOLAR MILLENNIUM, INC.,			
5	CA I-10 SOLAR, LLC, PALO VERDE SOLAR I, LLC, PALO VERDE SOLAR II, LLC,			
6	BLYTHE SOLAR POWER PROJECT UNIT 1, LLC, BLYTHE SOLAR POWER PROJECT			
7	UNIT 2, LLC, BLYTHE SOLAR POWER PROJECT UNIT 3, LLC AND BLYTHE SOLAR			
8	POWER PROJECT UNIT 4, LLC (collectively, the "STAD Defendants") respectfully request			
9	that the Court extend the time for the STAD Defendants to respond to the Amended Complaint,			
10	filed on October 4, 2011 (ECF No. 102) and served on the STAD Defendants on October 7, 2011,			
11	by two weeks from December 5, 2011 to December 19, 2011.			
12	On November 4th and 14th, the parties requested, and this Court later granted, a one-week			
13	extension of time for the STAD Defendants to respond to the Amended Complaint because the			
14	parties were in advanced stages of settlement discussions. On November 22, 2011, this Court			
15	granted a third extension for two weeks extending the time for the STAD Defendants to respond			
16	from November 21 to December 5 due to the Thanksgiving holiday and continued progress in			
17	settlement negotiations. That progress has continued and the parties remain hopeful that they will			
18	execute a settlement agreement forthwith. The parties therefore request another two-week			
19	extension of the time for the STAD Defendants to respond to the Amended Complaint. The			
20	parties' request will have a de minimis, if any, impact on the schedule. In the interests of judicial			
21	economy, the parties therefore request that Court extend the STAD Defendants' time to respond			
22	to the Amended Complaint by two weeks from December 5 to December 19, 2011.			
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	FOURTH STIPULATION TO EXTEND TIME TO RESPOND TO AMENDED COMPLAINT AND			

[PROPOSED] ORDER

1		MILBANK, TWEED, HADLEY & McCLOY LLP			
	Dated: December 1, 2011				
2		By: <u>/s/ Aaron Renenger</u> Jerry L. Marks (SBN 135395)			
3		Aaron Renenger (SBN 222675) 601 S. Figueroa Street, 30th Floor			
4		Los Angeles, California 90017			
5		Telephone: (213) 892-4000 Facsimile: (213) 629-5063			
6		David R. Gelfand (<i>admitted pro hac vice</i>)			
7		Rachel Penski Fissell (<i>admitted pro hac vice</i>) 1 Chase Manhattan Plaza			
8		New York, NY 10005 Telephone: (212) 530-5000			
8 9		Facsimile: (212) 822-5661			
		Attorneys for Defendants STA Development, LLC,			
10		Solar Trust of America, LLC, Solar Millennium, Inc., CA I-10 Solar, LLC, Palo Verde Solar I, LLC,			
11		Palo Verde Solar II, LLC, Blythe Solar Power Project Unit 1, LLC, Blythe Solar Power Project Unit 2, LLC,			
12		Blythe Solar Power Project Unit 3, LLC and			
13		Blythe Solar Power Project Unit 4, LLC			
14					
15	Dated: December 1, 2011	WATT, TIEDER, HOFFAR & FITZGERALD, LLP			
16					
17		By: <u>/s/ Nicholas A. Merrell</u> Bennett J. Lee (CA Bar No. 230482)			
17		Nicholas A. Merrell (CA Bar No. 240795)			
18		Regina A. Verducci (CA Bar No. 264996) 333 Bush Street, Suite 1500			
19		San Francisco, CA 94104			
20		Telephone: 415-623-7000			
		Facsimile: 415-623-7001			
21		Attorneys for Plaintiffs MMR Group, Inc., MMR Power Solutions, LLC and Southwestern Power Group II, LLC			
22					
23		TES DISTRICT			
24	PURSUANT TO STIPULATION, IT IS SO ORDERED.				
25	Dated:	E DEPED E			
26	Duttu.	UNITED STATES IT IS SO ORDERED			
27					
28		Z Judge Edward M. Chen			
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	FOURTH STIPULATION TO EXTEND TIME TO RESPOND TO AMENDING CONFLICT TO DE CONTRACTOR DE CONFLICTOR DE CONTRACTOR DE CONFLICTOR DE CONFLICION DE CONFLICTOR DE CONFLICACIÓN DE CONFLICO				