

1 Jerry L. Marks (SBN 135395)
 Email: jmarks@milbank.com
 2 Aaron Renenger (SBN 222675)
 Email: arenenger@milbank.com
 3 MILBANK, TWEED, HADLEY & McCLOY LLP
 4 601 S. Figueroa Street, 30th Floor
 Los Angeles, California 90017
 5 Telephone: (213) 892-4000
 Facsimile: (213) 629-5063
 6

7 David R. Gelfand (*admitted pro hac vice*)
 Email: dgelfand@milbank.com
 8 Rachel Penski Fissell (*admitted pro hac vice*)
 Email: rfissell@milbank.com
 9 MILBANK, TWEED, HADLEY & McCLOY LLP
 10 1 Chase Manhattan Plaza
 New York, NY 10005
 11 Telephone: (212) 530-5000
 Facsimile: (212) 822-5661
 12 *Attorneys for Defendants STA Development, LLC,*
Solar Trust of America, LLC, Solar Millennium, Inc.,
 13 *CA I-10 Solar, LLC, Palo Verde Solar I, LLC,*
 14 *Palo Verde Solar II, LLC, Blythe Solar Power Project*
 15 *Unit 1, LLC, Blythe Solar Power Project Unit 2, LLC,*
Blythe Solar Power Project Unit 3, LLC and
 16 *Blythe Solar Power Project Unit 4, LLC*

17 UNITED STATES DISTRICT COURT
 18 NORTHERN DISTRICT OF CALIFORNIA
 19 SAN FRANCISCO DIVISION

20 MMR GROUP, INC.,
 MMR POWER SOLUTIONS, LLC and
 SOUTHWESTERN POWER GROUP II, LLC,
 21 Plaintiffs,

22 vs.

23 STA DEVELOPMENT, LLC (F/K/A SOLAR
 MILLENNIUM, LLC), SOLAR TRUST OF
 24 AMERICA, LLC, SOLAR MILLENNIUM AG,
 SOLAR MILLENNIUM, INC., CA I-10 SOLAR, LLC,
 25 PALO VERDE SOLAR I, LLC, PALO VERDE SOLAR
 26 II, LLC, BLYTHE SOLAR POWER PROJECT UNIT 1,
 LLC, BLYTHE SOLAR POWER PROJECT UNIT 2,
 27 LLC, BLYTHE SOLAR POWER PROJECT UNIT 3, LLC
 AND BLYTHE SOLAR POWER PROJECT UNIT 4, LLC
 28 Defendants.

Case No. 3:11-cv-01521-EMC

**TENTH STIPULATION TO
 EXTEND DEFENDANTS'
 TIME TO RESPOND TO
 AMENDED COMPLAINT
 AND [PROPOSED] ORDER**

**The Honorable Judge
 Edward M. Chen**

1 Plaintiffs MMR GROUP, INC., MMR POWER SOLUTIONS, LLC and
2 SOUTHWESTERN POWER GROUP II, LLC (collectively, “MMR”) and Defendants STA
3 DEVELOPMENT, LLC, SOLAR TRUST OF AMERICA, LLC, SOLAR MILLENNIUM, INC.,
4 CA I-10 SOLAR, LLC, PALO VERDE SOLAR I, LLC, PALO VERDE SOLAR II, LLC,
5 BLYTHE SOLAR POWER PROJECT UNIT 1, LLC, BLYTHE SOLAR POWER PROJECT
6 UNIT 2, LLC, BLYTHE SOLAR POWER PROJECT UNIT 3, LLC AND BLYTHE SOLAR
7 POWER PROJECT UNIT 4, LLC (collectively, the “STAD Defendants”) respectfully request
8 that the Court extend the time for the STAD Defendants to respond to the Amended Complaint,
9 filed on October 4, 2011 (ECF No. 102) and served on the STAD Defendants on October 7, 2011,
10 by two weeks from February 21, 2012 to March 6, 2012.

11 On November 4th and 14th, the parties requested, and this Court later granted, a one-week
12 extension of time for the STAD Defendants to respond to the Amended Complaint because the
13 parties were in advanced stages of settlement discussions. On November 22nd, December 1st,
14 December 27th, January 10th, January 20th, and February 3rd, the parties requested, and this Court
15 later granted, extensions of two weeks due to continued progress in settlement negotiations.

16 In December 2011, Solar Millennium AG – parent company of the STAD Defendants –
17 filed for bankruptcy in Germany. This has complicated the extensive settlement discussions
18 between Plaintiffs and STAD Defendants, which involve a deal with a third-party purchaser of
19 STA Development, LLC’s assets. Despite these complications, the parties remain optimistic that
20 a settlement is on the horizon and that they will execute a settlement agreement forthwith. Due to
21 the continued progress in reaching a settlement, the parties request a two-week extension of the
22 time for the STAD Defendants to respond to the Amended Complaint. The parties’ request will
23 have a *de minimis*, if any, impact on the schedule. In the interests of judicial economy, the parties
24 therefore request that the Court extend the STAD Defendants’ time to respond to the Amended
25 Complaint by two weeks from February 21, 2012 to March 6, 2012.

1 Dated: February 21, 2012

MILBANK, TWEED, HADLEY & McCLOY LLP

2 By: /s/ Aaron Renenger

3 Jerry L. Marks (SBN 135395)
4 Aaron Renenger (SBN 222675)
5 601 S. Figueroa Street, 30th Floor
6 Los Angeles, California 90017
7 Telephone: (213) 892-4000
8 Facsimile: (213) 629-5063

9 David R. Gelfand (*admitted pro hac vice*)
10 Rachel Penski Fissell (*admitted pro hac vice*)
11 1 Chase Manhattan Plaza
12 New York, NY 10005
13 Telephone: (212) 530-5000
14 Facsimile: (212) 822-5661

15 *Attorneys for Defendants STA Development, LLC,*
16 *Solar Trust of America, LLC, Solar Millennium, Inc.,*
17 *CA I-10 Solar, LLC, Palo Verde Solar I, LLC,*
18 *Palo Verde Solar II, LLC, Blythe Solar Power Project*
19 *Unit 1, LLC, Blythe Solar Power Project Unit 2, LLC,*
20 *Blythe Solar Power Project Unit 3, LLC and Blythe Solar*
21 *Power Project Unit 4, LLC*

22 Dated: February 21, 2012

WATT, TIEDER, HOFFAR & FITZGERALD, LLP

23 By: /s/ Nicholas A. Merrell

24 Bennett J. Lee (CA Bar No. 230482)
25 Nicholas A. Merrell (CA Bar No. 240795)
26 Regina A. Verducci (CA Bar No. 264996)
27 333 Bush Street, Suite 1500
28 San Francisco, CA 94104
Telephone: 415-623-7000
Facsimile: 415-623-7001

Attorneys for Plaintiffs MMR Group, Inc., MMR Power
Solutions, LLC and Southwestern Power Group II, LLC

29 PURSUANT TO STIPULATION, IT IS SO ORDERED.

30 Dated: 2/21/12

