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9 Attorneys for Defendants and Counterclaimants
 10 STEPHAN JENKINS, an Individual;
 11 BRADLEY HARGREAVES, an Individual;
 12 STEPHAN JENKINS PRODUCTIONS, INC.;
 13 3EB TOURING, INC. ;
 14 AND THIRD EYE BLIND, INC.

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**UNITED STATES DISTRICT COURT,
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION**

14 ANTHONY FREDIANELLI,
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 16 Plaintiff,
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 18 v.
 19 STEPHAN JENKINS, et al.,
 20
 21 Defendants.

Case No.: C 11-03232 EMC

**STIPULATION AND
 [PROPOSED] ORDER
 REGARDING FILING OF
 AMENDED TRIAL EXHIBIT
 LIST AND WITNESS LIST**

The Honorable Edward M. Chen

19 STEPHAN JENKINS, an Individual;
 20 3EB TOURING, INC., a California
 21 Corporation;
 22 THIRD EYE BLIND, INC., a California
 23 Corporation; and
 24 STEPHAN JENKINS PRODUCTIONS,
 25 INC., a California Corporation,
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 27 Defendant/Counterclaimants,
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 v.
 ANTHONY FREDIANELLI, an
 Individual,
 Plaintiff/Counterdefendant.

ABBEY, WEITZENBERG, WARREN & EMERY, P.C.
 100 Stony Point Road, Suite 200, P.O. Box 1566, Santa Rosa, CA 95402-1566
 Telephone: (707) 542-5050 Facsimile (707) 542-2589

1 Plaintiff Anthony Fredianelli and Defendants, through their respective
2 counsel of record, do hereby stipulate as follows:

3 Given the lack of formal discovery conducted in this matter prior to trial, the
4 parties stipulate that Defendants may amend Appendix A [Joint Witness List] to the
5 Joint Pretrial Statement to include Richard Idell. The Amended Appendix A will
6 include the following language: "Richard Idell – Mr. Idell represented Plaintiff, Mr.
7 Hargreaves and Mr. Jenkins in the underlying state court Godtland litigation and
8 will testify regarding his representation of the Band, including Plaintiff, in that
9 action, as well as the impact on the litigation of Plaintiff's substitution of attorneys
10 in late 2009. Estimated time of testimony – 1 hour." The parties further stipulate
11 that Defendants may amend Appendix B [Joint Exhibit List] to the Joint Pretrial
12 Statement to include as Exhibit 396 an email chain between Darlene Johnson,
13 David Rawson, Tim Mandelbaum, and Stephan Jenkins.

14 IT IS SO STIPULATED.

15 Dated: September 19, 2013. ABBEY, WEITZENBERG, WARREN & EMERY

16
17 By: /s/ Stephanie L. Walker
18 Mitchell B. Greenberg,
19 Attorneys for Defendants
20 STEPHAN JENKINS, an Individual;
21 BRADLEY HARGREAVES, an Individual;
22 THIRD EYE BLIND, INC.;;
23 3EB TOURING, INC.
24 STEPHAN JENKINS PRODUCTIONS,
25 INC.; and
26 3EB PUBLISHING

27 Dated: September 19, 2013. JOSEPH W. SINGLETON, ESQ.

28 By: /s/ Joseph W. Singleton
Attorney for Plaintiff
ANTHONY FREDIANELLI

1 **ATTESTATION OF CONCURRENCE**

2 I, Stephanie L. Walker, as the ECF user and filer of this document, attest that,
3 pursuant to General Order No. 45(X)(B), concurrence in the filing of this document
4 has been obtained from the above signatories.

5 Dated: September 19, 2013. ABBEY, WEITZENBERG, WARREN & EMERY

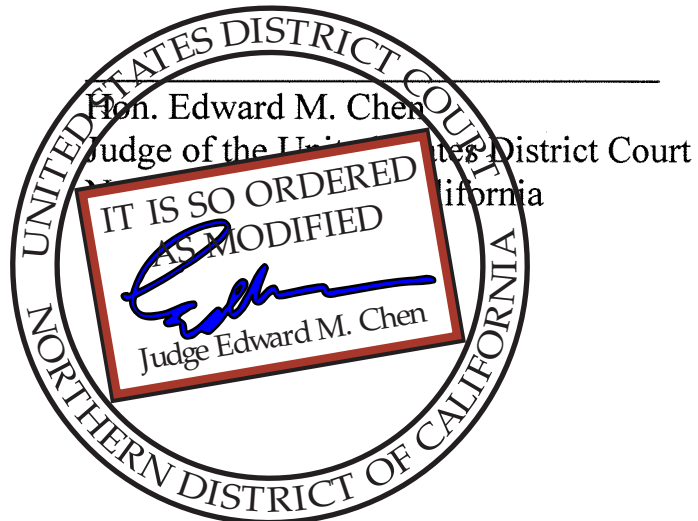
6
7 By: /s/ Stephanie L. Walker
8 Stephanie L. Walker,
9 Attorneys for Defendants
10 STEPHAN JENKINS, an Individual;
11 BRADLEY HARGREAVES, an Individual;
12 THIRD EYE BLIND, INC.;
13 3EB TOURING, INC.
14 STEPHAN JENKINS PRODUCTIONS,
15 INC.; and
16 3EB PUBLISHING

17 **[PROPOSED] ORDER**

18 PURSUANT TO THE ABOVE STIPULATION, IT IS HEREBY
19 ORDERED that Defendants file amended copies of Exhibits A and B to the Joint
20 Pretrial Statement ~~no later than September __, 2013.~~ immediately and shall deliver
21 two sets to Judge Chen's
22 chambers as soon as possible.

23 IT IS SO ORDERED.

24 Dated: 9/20/13



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CERTIFICATE OF SERVICE

I, Stephanie L. Walker, attorney of record for defendants Stephan Jenkins, Bradley Hargreaves, Third Eye Blind, Inc., 3EB Touring, Inc., and Stephan Jenkins Productions, Inc., do hereby certify that on September 19, 2013, I electronically filed the **“STIPULATION AND [PROPOSED] ORDER REGARDING FILING OF AMENDED TRIAL EXHIBIT LIST AND WITNESS LIST”** with the Clerk of the Court using the electronic case filing system, which will send notifications of this filing to all parties registered with the Court’s electronic case filing system.

Dated: September 19, 2013.

ABBEY, WEITZENBERG, WARREN & EMERY

By: /s/ Stephanie L. Walker
Stephanie L. Walker
Attorneys for Defendants and Counterclaimants

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