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12 **UNITED STATES DISTRICT COURT**
 13 **NORTHERN DISTRICT OF CALIFORNIA**

14 TRAVELERS PROPERTY CASUALTY
 15 COMPANY OF AMERICA, a Connecticut
 16 corporation; FIDELITY & GUARANTY
 17 INSURANCE COMPANY, an Iowa
 18 corporation; THE TRAVELERS INDEMNITY
 19 COMPANY OF CONNECTICUT, a
 Connecticut corporation, ST. PAUL
 MERCURY INSURANCE COMPANY, a
 Minnesota corporation

Case No. 3:11-CV-03638-SC-DMR
 Hon. Samuel Conti

**STIPULATION AND [~~PROPOSED~~] ORDER
 CONTINUING HEARING ON CENTEX
 HOMES' MOTION FOR PARTIAL
 SUMMARY JUDGMENT AND CASE
 MANAGEMENT CONFERENCE**

20 Plaintiffs,

21 vs.

22 CENTEX HOMES, a Nevada partnership; and
 23 DOES 1 through 10 inclusive,

Trial Date: Not assigned.

24 Defendant.

25 AND RELATED CROSS-ACTIONS.

28

1 COMES NOW, plaintiffs and counter-defendants Travelers Property Casualty Company of
2 America, Fidelity & Guaranty Insurance Company, The Travelers Indemnity Company of
3 Connecticut and St. Paul Mercury Insurance Company (collectively "Travelers") and defendant and
4 counter-complainant Centex Homes ("Centex"), by and through their counsel of record, and submit
5 the following Stipulation and [Proposed] Order.

6 Pursuant to Local Rules 7-7(a) and 16-2(3), the parties hereto stipulate as follows:

7 1. The hearing on Centex's motion for partial summary judgment, currently scheduled
8 for disposition on February 24, 2012, is continued to April 20, 2012. The time and location of the
9 hearing shall remain the same.

10 2. Travelers' opposition in response thereto is due no later than March 26, 2012.

11 3. Centex's reply thereto is due no later than April 2, 2012.

12 4. The case management conference, currently scheduled for March 30, 2012, is
13 continued to May 25, 2012. The time and location shall remain the same.

14 5. Centex agrees to produce its FRCP 30(b)(6) deponent for deposition within 30-days
15 of Magistrate Judge Donna M. Ryu's ruling on Centex's motion for protective order regarding the
16 deposition, which will be filed on or before January 18, 2012.

17 6. The date of the Centex 30(b)(6) deposition shall be at least 15-days before Travelers'
18 opposition to Centex's motion for partial summary judgment is due.

19
20 Dated: January 10, 2012

PAYNE & FEARS, LLP

/s/: Jeff M. Hayes

Jeffrey M. Hayes
Attorneys for Defendant and Counter-
Complainant

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24
25 Dated: January 10, 2012

BOHM, MATSEN, KEGEL & AGUILERA,
LLP

/s/: Kari M. Myron

A. Eric Aguilera, Esq.
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Attorneys for Plaintiff and Counter-Defendants



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PROPOSED ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: January _____, 2012

Hon. Samuel Conti
United States Judge