

WILLIAM A. SOKOL, Bar No. 072740
 LINDA BALDWIN JONES, Bar No. 178922
 EZEKIEL D. CARDER, Bar No. 206537
 WEINBERG, ROGER & ROSENFELD
 A Professional Corporation
 1001 Marina Village Parkway, Suite 200
 Alameda, California 94501-1091
 Telephone 510.337.1001
 Fax 510.337.1023

Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

PAUL BENSI, BART FLORENCE, JERRY KALMAR, and LYLE SETTER, in their capacities as Trustees of the STATIONARY ENGINEERS LOCAL 39 PENSION TRUST FUND; STATIONARY ENGINEERS LOCAL 39 HEALTH AND WELFARE TRUST FUND; and STATIONARY ENGINEERS LOCAL 39 ANNUITY TRUST FUND,) No. C 11-03875 EMC
Plaintiffs,)
v.)
LITKE PROPERTIES, INC., a California Corporation,)
Defendant.)

**STIPULATION TO EXTEND
 DEADLINE FOR DEFENDANT TO
 ANSWER COMPLAINT ; ORDER**

Pursuant to Federal Rules of Civil Procedure 12, and Local Rule 6-1(a), Plaintiffs and Defendant hereby stipulate to extend the time within which Defendant has to answer or otherwise respond to the Complaint.

Plaintiffs filed the Complaint in this action on or around August 8, 2011, and Defendant was served with the Complaint and Summons on or around August 26, 2011. On September 2, 2011, the Parties submitted a Stipulation to Extend Deadline for Defendant to Answer Complaint ("Stipulation") extending Defendant's deadline to respond to the Complaint to September 30,

1 2011. The Court so Ordered the Stipulation on September 16, 2011. Defendant has now retained
2 new counsel, the Abraham Law Offices, to represent them in this action, who needs additional time
3 to familiarize himself with the pending action prior to filing an answer. With this stipulation,
4 Defendant's deadline for answering and or otherwise responding to the Complaint is extended to
5 December 2, 2011.

6 The parties submit that the additional time will not alter any deadline set by the Court, and
7 agree that pursuant to Local Rule 6-1(a), this stipulation is respectfully submitted to the Court for
8 approval without the necessity of a hearing or Order.

9
10 Dated: November 17, 2011

11 WEINBERG, ROGER & ROSENFELD
12 A Professional Corporation

13 By: /s/ Ezekiel D. Carder
14 WILLIAM A. SOKOL
15 LINDA BALDWIN JONES
EZEKIEL D. CARDER
Attorneys for Plaintiffs

16 Dated: November 17, 2011

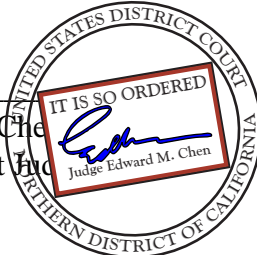
17 ABRAHAM LAW OFFICES

18 By: /s/ A.K. Abraham
19 A.K. ABRAHAM
20 Attorneys for Defendant

21 128627/644701

22 IT IS SO ORDERED:

23
24 Edward M. Chen
25 U.S. District Judge
26
27
28



1 **CERTIFICATE OF SERVICE**

2 I am a citizen of the United States and an employee in the County of Alameda, State of
3 California. I am over the age of eighteen years and not a party to the within action; my business
4 address is 1001 Marina Village Parkway, Suite 200, Alameda, California 94501-1091. On
5 November 17, 2011, I served upon the following parties in this action:
6

7 A.K. Abraham
8 Abraham Law Offices
9 155 Bovet Road
Suite 780
San Mateo, CA 94402

10 copies of the document(s) described as:

11 **STIPULATION TO EXTEND DEADLINE FOR DEFENDANT TO ANSWER
12 COMPLAINT**

- 13 **[X] BY MAIL** I placed a true copy of each document listed herein in a sealed envelope,
14 addressed as indicated herein, and caused each such envelope, with postage thereon fully
15 prepaid, to be placed in the United States mail at Alameda, California. I am readily familiar
with the practice of Weinberg, Roger & Rosenfeld for collection and processing of
correspondence for mailing, said practice being that in the ordinary course of business, mail
is deposited in the United States Postal Service the same day as it is placed for collection.
- 16 **[] BY PERSONAL SERVICE** I placed a true copy of each document listed herein in a
17 sealed envelope, addressed as indicated herein, and caused the same to be delivered by
hand to the offices of each addressee.
- 18 **[] BY OVERNIGHT DELIVERY SERVICE** I placed a true copy of each document listed
19 herein in a sealed envelope, addressed as indicated herein, and placed the same for
20 collection by Overnight Delivery Service by following the ordinary business practices of
Weinberg, Roger & Rosenfeld, Alameda, California. I am readily familiar with the practice
21 of Weinberg, Roger & Rosenfeld for collection and processing of Overnight Delivery
Service correspondence, said practice being that in the ordinary course of business,
22 Overnight Delivery Service correspondence is deposited at the Overnight Delivery Service
offices for next day delivery the same day as Overnight Delivery Service correspondence is
placed for collection.
- 23 **[] BY FACSIMILE** I caused to be transmitted each document listed herein via the fax
24 number(s) listed above or on the attached service list.

25 I certify under penalty of perjury that the above is true and correct. Executed at Alameda,
26 California, on November 17, 2011.
27

28 /s/ Joanna Son
Joanna Son