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14 UNITED STATES DISTRICT COURT
 15 NORTHERN DISTRICT OF CALIFORNIA
 16 SAN FRANCISCO DIVISION

17 PAUL BENSI, BART FLORENCE, JERRY
 18 KALMAR, and LYLE SETTER, in their
 capacities as Trustees of the STATIONARY
 19 ENGINEERS LOCAL 39 PENSION TRUST
 FUND; and STATIONARY ENGINEERS
 20 LOCAL 39 ANNUITY TRUST FUND

21 Plaintiffs,

22 v.

23 BLOOMINGDALE'S, INC., a California
 Corporation,

24 Defendant.

No. C 11-03968 JSC

**STIPULATED REQUEST TO EXTEND
 TIME FOR DEFENDANT TO FILE A
 RESPONSIVE PLEADING TO
 PLAINTIFFS' COMPLAINT AND TO
 CONTINUE CASE MANAGEMENT
 CONFERENCE AND RELATED
 DEADLINES; [PROPOSED] ORDER**

26 Pursuant to Civil Local Rules 7-12 and 16-2, Plaintiffs and Defendant hereby respectfully
 27 request that Defendant's time to file a responsive pleading to Plaintiffs' Complaint be extended for

1 a period of 60 days, from November 10, 2011 to and including January 9, 2012, and that the Initial
 2 Case Management Conference scheduled for December 1, 2011 at 1:30 p.m. and related deadlines
 3 be continued for sixty (60) days to allow the Parties additional time to continue their discussions
 4 regarding a possible resolution of this action without the necessity of further litigation time and
 5 expense, as follows:

Current Deadline	New Deadline	Description
11.10.11	01.09.12	Last day to: <ul style="list-style-type: none"> • meet and confer re: initial disclosures, early settlement, ADR process selection, and discovery plan • file ADR certification signed by Parties and Counsel • file either Stipulation to ADR Process or Notice of Need for ADR Phone Conference
11.24.11	01.23.12	Last day to: <ul style="list-style-type: none"> • file Rule 26(f) Report • complete initial disclosures or state objection in Rule 26(f) Report • file Case Management Statement per Standing Order re Contents of Joint Case Management Statement
12.01.11 1:30 p.m. Ctrm E	01.30.12 1:30 p.m. Ctrm E	Initial Case Management Conference

23 Plaintiffs and Defendant have been engaged in informal settlement discussions and are
 24 requesting a continuance of the time for Defendant to file a responsive pleading to Plaintiffs'
 25 Complaint and the Case Management Conference and related deadlines to allow the Parties
 26 additional time for the Defendant to provide Plaintiffs with the documents necessary for Plaintiffs'

1 auditors to complete the audit sought in the Complaint. The Parties have not requested a prior
2 continuance of the Case Management Conference and related deadlines.

3 The Parties expect that the requested extension of the date for the Initial Case Management
4 Conference will have no adverse effect on the schedule for the case. No trial date or other
5 deadlines have yet been set. The requested extensions may facilitate the resolution of the action.
6 The continuance of the Case Management Conference would promote judicial efficiency as
7 Defendant has agreed to provide the documents necessary for Plaintiffs' auditors to complete the
8 audit sought in the Complaint.

9 Dated: November 9, 2011

10 WEINBERG, ROGER & ROSENFELD
11 A Professional Corporation

12 By: 

13 WILLIAM A. SOKOL
14 LINDA BALDWIN JONES
15 EZEKIEL D. CARDER
16 Attorneys for Plaintiffs

17 Dated: November 9, 2011

18 JACKSON LEWIS LLP

19 By: 

20 DAVID S. BRANSHAW
21 CARY G. PALMER
22 Attorneys for Defendant

23 **[PROPOSED] ORDER**

24 Based upon the foregoing Stipulated Request to Extend Time for Defendant to File a
25 Responsive Pleading to Plaintiffs' Complaint and to Continue Case Management Conference and
26 Related Deadlines, the Court orders an extension of time for Defendant to file a responsive
27 pleading to Plaintiffs' Complaint and the continuance of the Initial Case Management Conference

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1 and related deadlines for sixty (60) days, as set forth above in the Stipulated Request or as soon
2 thereafter as a court date is available. Pursuant to U.S.C. 28 Section 636, defendant shall file a
consent or declination as soon as possible.

3 Dated: 11/9/11

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HONORABLE JACQUELINE S. CORLEY
6 UNITED STATES MAGISTRATE JUDGE

7 128625/643996

8 4833-9084-1869, v. 1

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