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UNITED STATES DISTRICT COURT

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FOR THE NORTHERN DISTRICT OF CALIFORNIA

10 PENSION PLAN FOR PENSION TRUST  
 FUND FOR OPERATING ENGINEERS; F.G.  
 11 CROSTHWAITE and RUSSELL E. BURNS,  
 as Trustees,

12

13 Plaintiffs,

14 vs.

15 DYNAMIC CONSULTANTS, INC., a  
 California corporation; ANACON TESTING  
 16 LABORATORIES, INC., a California  
 corporation; and DOES 1-20,

17

18 Defendants.

Case No.: CV 12-0487 WHA

**STIPULATION TO EXTEND  
 DEADLINES; AND ~~[PROPOSED]~~  
 ORDER**

Complaint Filed: 1/31/12

Judge: Honorable William H. Alsup

19 Pursuant to FED. R. CIV. P. RULE 6(b) and CIV. L.R. 6.1, Plaintiffs Pension Plan for  
 20 Pension Trust Fund for Operating Engineers, F.G. Crosthwaite, and Russell E. Burns  
 21 (“Plaintiffs”), and Defendants Dynamic Consultants, Inc. and Anacon Testing Laboratories, Inc.  
 22 (“Defendants”) hereby stipulate as follows:

23 1. The instant action arises under the Employee Retirement Income Security Act of  
 24 1974, as amended (“ERISA”), 29 U.S.C. § 1001 *et seq.* Plaintiffs are seeking, among other things,  
 25 money damages, liquidated damages, injunctive relief, and attorneys’ fees and costs.

26 2. On March 19, 2012, the parties stipulated that Defendants shall have an extension  
 27 of time up through and including April 4, 2012, to respond to the Complaint. Docket No. 9.

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-1-  
 STIPULATION AND ~~[PROPOSED ORDER]~~  
 CV 12-0487 WHA

1           3.       On March 21, 2012, the court issued an order providing Defendants with an  
2 extension until April 4, 2012, to respond to the Complaint pursuant to the parties' stipulation.  
3 Docket No. 10.

4           4.       Defendants have produced various financial records that Plaintiffs have evaluated.  
5 Defendants intend to produce additional financial records and will order copies of tax records for  
6 Defendant Anacon Testing Laboratories, Inc. from Internal Revenue Services that are otherwise  
7 unavailable. The financial records are necessary for the Plaintiffs to ascertain the financial status  
8 and assets of Defendants so that the parties can attempt to negotiate a settlement.

9           5.       Based on the foregoing, the parties hereby stipulate to the extension of deadlines  
10 and respectfully request the Court to extend the deadlines as follows:

11	Prior Date	New Date	Event	Governing Rule
12	4/26/11	6/7/12	Last day to:	
13	(Dkt # 2)		<ul style="list-style-type: none"><li>• meet and confer re initial disclosures, early settlement, ADR process selection, and discovery plan</li><li>• file ADR Certification signed by parties and counsel</li><li>• file either Stipulation to ADR Process or Notice of Need for ADR Phone Conference</li></ul>	F.R.Civ.P. 26(f) ADR L.R. 3.5 L.R.3-5
14				
15				Civil L.R. 16-8 (b)
16				ADR L.R. 3-5(b)
17				Civil L.R. 16-8 (c)
18	5/10/12	6/21/12	Last day to file Rule 26(f) Report, complete initial disclosures or state objection in Rule 26(f) Report and file Case Management Statement per Standing Order re Contents of Joint Case Management Statement	F.R.Civ.P. 26(a) (1) Civil L.R . 16-9
19	(Dkt #2)			
20				
21	5/17/12	6/28/12	Initial Case Management Conference	Civil L.R . 16-10
22	at 11:00 am	at 11:00 am		
23				
24	(Dkt #2)			

25           7.       The parties believe that an extension of the deadlines promotes judicial economy  
26 and will help effectuate a just, speedy, and inexpensive determination of this action. *See* FED. R.  
27 Civ. P. 1.

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Dated: April 27, 2012

SALTZMAN & JOHNSON LAW CORPORATION

By: \_\_\_\_\_ /s/  
Shaamini A. Babu  
Counsel for Plaintiffs

Dated: April 27, 2012

By: \_\_\_\_\_ /s/  
Michelle K. Craig  
Defendants Dynamic Consultants and  
Anacon Testing Laboratories, Inc.

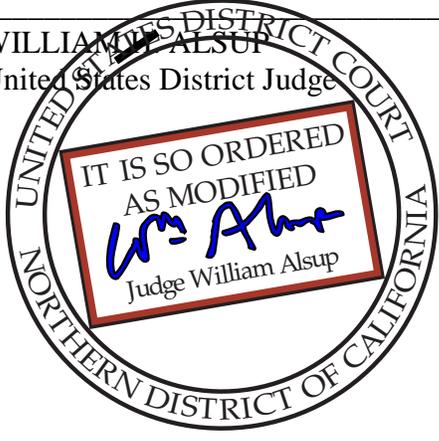
**ORDER**

Based on the foregoing Stipulation of the parties, the deadlines in this action are extended as specified in the above Stipulation.

THERE WILL BE NO FURTHER CONTINUANCES.

Dated: April 30, 2012.

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WILLIAM M. ALSUP  
United States District Judge



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Dated: SALTZMAN & JOHNSON LAW CORPORATION

By: \_\_\_\_\_  
Shaamini A. Babu  
Counsel for Plaintiffs

Dated:

By: Michelle K. Craig  
Michelle K. Craig  
Defendants Dynamic Consultants and  
Anacon Testing Laboratories, Inc.

**ORDER**

Based on the foregoing Stipulation of the parties, the deadlines in this action are extended as specified in the above Stipulation.

Dated: \_\_\_\_\_  
WILLIAM H. ALSUP  
United States District Judge