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FILED

APR 07 2014

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

7 Attorneys for Plaintiff ST. PAUL FIRE AND MARINE INSURANCE COMPANY

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9 **UNITED STATES DISTRICT COURT**

10 **NORTHERN DISTRICT OF CALIFORNIA – SAN FRANCISCO DIVISION**

11 ST. PAUL FIRE AND MARINE
 12 INSURANCE COMPANY, a Minnesota
 13 corporation,
 14
 15 Plaintiff,
 16
 17 v.
 18 ADMIRAL INSURANCE COMPANY,
 a Delaware corporation; et al.
 19
 20 Defendants.

Case No. 3:12-cv-04160-JST
[Honorable Jon S. Tigar – Courtroom 9]

~~STIPULATION TO AMEND~~
~~AMENDED SCHEDULING ORDER,~~
~~CONTINUE DEADLINES FOR 90~~
~~DAYS; [PROPOSED] ORDER~~ (JST)

Complaint Filed: August 8, 2012
Trial Date: August 4, 2014

22 **WHEREAS,** Plaintiff St. Paul Fire and Marine Insurance Company
23 (“Plaintiff” or “St. Paul”) has reached a settlement with or dismissed all Defendants
24 in this case except American Safety Insurance Company (“ASIC”);

25 **WHEREAS,** as St. Paul and ASIC are actively engaged in settlement
26 negotiations;

27 **WHEREAS,** the parties to this action believe that a continuance of trial dates
28 will help facilitate a settlement of this action and will therefore serve the interests of

1 judicial economy and result in savings of expense for the parties;

2 **WHEREAS**, by its Order of January 17, 2014, this Court continued various
3 discovery deadlines and the deadline for the filing of dispositive motions and amended its
4 June 5, 2013 Scheduling Order;

5 **WHEREAS**, the parties believe that continuing the dates for the remaining
6 permissible discovery by 90 days will facilitate settlement discussions;

7 **WHEREAS**, the continuance of the dates for the remaining permissible discovery
8 will necessitate the continuance of the dates for the designation of experts, designation of
9 rebuttal experts, expert discovery cut-off and the deadline to file dispositive motions by a
10 commensurate amount of time.

11 **IT IS HEREBY STIPULATED** by and between and Defendants who
12 remain in this action, by and through their designated counsel, and subject to the
13 approval of this Court, to stay the case generally, continue certain deadlines and
14 amend the Case Management Order as follows:
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EVENT	DEADLINE
Fact discovery cut-off	6/12/14
Expert disclosures	6/26/14
Expert rebuttal	7/10/14
Expert discovery cut-off	7/31/14
Deadline for Filing Dispositive Motions	8/21/14
Pretrial conference statement due	10/31/14 7/8/14
Pretrial conference	11/14/14 10/24/14 at 2:00 pm
Trial	12/0/14 11/9/14 at 8:30 am
Estimate of trial length (in days)	3

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1 Dated: March 14, 2014

THE AGUILERA LAW GROUP, APLC

2 /s/ Kimberly R. Arnal

3 A. Eric Aguilera

4 Kimberly R. Arnal

5 Attorneys for Plaintiff ST. PAUL FIRE AND
6 MARINE INSURANCE COMPANY

7 Dated: March 14, 2014

BOORNAZIAN, JENSEN & GARTHE

8 /s/ Alan E. Swerdlow

9 Alan E. Swerdlow

10 Attorneys for Defendant AMERICAN SAFETY
11 INDEMNITY COMPANY

12 Dated: March 14, 2014

SELVIN WRAITH HALMAN LLP

13 /s/ Gary Selvin

14 Gary Selvin

15 Norman Lau

16 Attorneys for Defendant LEXINGTON
17 INSURANCE COMPANY, NATIONAL UNION
18 FIRE INSURANCE COMPANY OF PITTSBURGH,
19 PA

20 Dated: March 14, 2014

**COLLIAU CARLUCCIO KEENER MORROW
21 PETERSON & PARSONS**

22 /s/ Kevin M. Haithcox

23 Kevin M. Haithcox

24 Attorney for Defendants NATIONAL FIRE
25 INSURANCE COMPANY OF HARTFORD (ON
26 ITS OWN BEHALF AND AS SUCCESSOR BY
27 MERGER TO TRANSCONTINENTAL
28 INSURANCE COMPANY), VALLEY FORGE

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INSURANCE COMPANY, TRANSPORTATION
INSURANCE COMPANY, CONTINENTAL
CASUALTY COMPANY and THE
CONTINENTAL INSURANCE COMPANY

Dated: March 14, 2014

LEWIS BRISBOIS BISGAARD & SMITH LLP

/s/ Kathleen E. Hegen

Kathleen E. Hegen
Attorney for Defendant ADMIRAL INSURANCE
COMPANY

Dated: March 14, 2014

SINNOTT, PUEBLA, CAMPAGNE & CURET

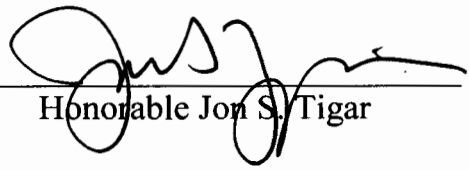
/s/ Blaise S. Curet

Blaise S. Curet
Randy M. Marmor
Attorney for Defendant ZURICH AMERICAN
INSURANCE COMPANY

~~PROPOSED~~ ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED,

DATED: 4/7/14


Honorable Jon S. Tigar