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 Tung Tai Group  
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 8 UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
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10 TUNG TAI GROUP, a California corporation,  
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Plaintiff,  
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vs.  
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HYUNDAI MERCHANT MARINE  
 14 (AMERICA) INC. and DOES 1-20, inclusive,  
 15

Defendants.  
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Case No. C 12-06045 MEJ

**STIPULATION TO CONTINUE  
 HEARING ON MOTION TO STAY  
 OR DISMISS AND TO RESET  
 BRIEFING SCHEDULE FOR THE  
 FILING OF OPPOSITION AND  
 REPLY PAPERS (DUE TO  
 PENDING SETTLEMENT  
 DISCUSSIONS)**

Date: February 28, 2013  
 Time: 10:00 a.m.  
 Courtroom B  
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18 WHEREAS, on October 24, 2012, Plaintiff Tung Tai Group ("TT Group") filed a  
 19 Summons and Complaint against Defendant Hyundai Merchant Marine (America) Inc.  
 20 ("Hyundai") in the Superior Court of the State of California for the County of San  
 21 Francisco, Case No. CGC-12-525400 (the "State Court action");

22 WHEREAS, on November 29, 2012, Hyundai removed the State Court action to this  
 23 Court;

24 WHEREAS, Hyundai's response to the Complaint was originally due on or before  
 25 December 6, 2012, but after TT Group stipulated to two separate extension requests of  
 26 Hyundai, the response date was extended to January 17, 2011;

27 WHEREAS, the parties have been continuously attempting since December to settle  
 28 their dispute, and have agreed, in the event these informal efforts are unsuccessful, to

STIPULATION TO CONTINUE HEARING DATE ON MOTION TO STAY OR DISMISS THE COMPLAINT FOR INCONVENIENT FORUM

1 mediate the matter before Gregory W. Polous, a mediator experienced in maritime cases;

2 WHEREAS, on January 17, 2013, Hyundai responded to the Complaint with a  
3 Motion to Stay or Dismiss The Complaint for Inconvenient Forum with a hearing date of  
4 February 28, 2013 (the "Motion");

5 WHEREAS, the parties had agreed that the mediation would be held sufficiently in  
6 advance of the due date for the Opposition to the Motion to afford TT Group a reasonable  
7 opportunity to respond;

8 WHEREAS, due to the press of business and scheduling conflicts the parties were  
9 unable to schedule a mediation conference with Mr. Polous in January, 2013, as  
10 anticipated;

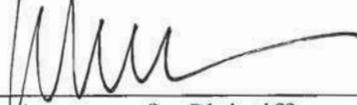
11 WHEREAS, the parties wish to attempt to complete the above-described settlement  
12 efforts prior to incurring further time and expense in connection with the Motion;

13 NOW, THEREFORE, the parties, through their attorneys of record, hereby stipulate  
14 and agree that the hearing on Hyundai's Motion to Stay or Dismiss The Complaint For  
15 Inconvenient Forum be continued to April 4, 2013, that the opposition papers be due on or  
16 before March 7, 2013, and reply papers be due on or before March 14, 2013.

17 **IT IS SO STIPULATED**

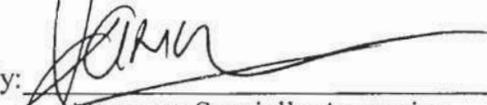
18 Dated: February 6, 2013

MORGAN, FRANICH, FREDKIN & MARSH

19  
20 By:   
21 Attorneys for Plaintiff  
Tung Tai Group

22 Dated: February 6<sup>th</sup>, 2013

KEESAL, YOUNG & LOGAN

23  
24 By:   
25 Attorneys Specially Appearing  
26 For Defendant  
Hyundai Merchant Marine (America) Inc.

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**ORDER**

Pursuant to the Stipulation of the parties, the hearing on Defendant's Motion to Stay or Dismiss The Complaint For Inconvenient Forum is continued to April 4, 2013, at 10:00 a.m. in Courtroom B. Plaintiff's Opposition papers are due on or before March 7, 2013, and Defendant's Reply papers are due on or before March 14, 2013.

**SO ORDERED**

Dated: 2/7/2013

