

1 THOMAS M. HARRELSON (CA Bar No. 114346)  
2 HARRELSON & ASSOCIATES  
3 533 Airport Boulevard, Suite 325  
4 Burlingame, CA 94010  
5 Telephone: 650/373-3300  
6 Facsimile: 650/373-3302

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8 Attorneys for Defendant Joseph B. Iffla,  
9 Performex Machining Co., & Performex Machining, Inc.

10 UNITED STATES DISTRICT COURT  
11 NORTHERN DISTRICT OF CALIFORNIA

12 GREENMARC, LLC, et al.

13 Plaintiffs,

14 v.

15 JOSEPH B. IFFLA, ET AL., et al.;

16 Defendants.

Case No.: C 12-6490 WHO

**STIPULATION RE: EXTENSION OF  
TIME TO COMPLETE THE ENE  
PROCESS AND FOR RESPONSE TO  
COMPLAINT AND ORDER**

17 The undersigned parties ("Parties"), by and through their attorneys, hereby stipulate  
18 as follows:

19 1. The Parties are actively continuing to evaluate and discuss their settlement options  
20 and in the interest of judicial economy, the Parties agree that continuance of various case  
21 deadlines are in the interests of the Parties and the Court.

22 2. The parties attended a Case Management Conference before the Honorable  
23 William H. Orrick on January 14, 2014 resulting in Civil Minutes [ECF No. 41] filed on  
24 January 15, 2014 and Civil Pre-Trial Order (ECF No. 42) filed on January 30, 2014.

25 3. A new Early Neutral Evaluator was appointed by the Court on March 18,  
26 2014 [ECF No. 42] after staff at Harrelson & Associates contacted the ENE Administrator to  
27 follow-up on the delay of the appointment after an objection was made for the previous  
28 appointment of Jane Pandell. Apparently an electronic calendaring mistake was made at the

1 ENE Administrator's office which delayed their follow-up and the eventual appointment of a  
2 new early neutral evaluator. The new evaluator appointed is Martin Quinn at Judicial  
3 Arbitration and Mediation Services ("JAMS").

4 4. On March 28, 2014 the Parties engaged in an initial telephone conference call with  
5 Early Neutral Evaluator Martin Quinn. All parties and Mr. Quinn agreed that it would be in  
6 the best interests of the Court and the parties to extend the time for completion of the ENE  
7 process to effectively prepare for the mediation/settlement process with Mr. Quinn, and  
8 similarly extend the time to answer or otherwise respond to the Complaint. A tentative ENE  
9 date has been agreed to by the parties and Mr. Quinn for April 22, 2014, subject to  
10 confirmation from Mr. Quinn's case manager.

11 4. Accordingly, the Parties agree to the following extensions of upcoming  
12 deadlines:

13 A. The Parties agree to extend the Early Neutral Evaluation deadline for  
14 completion from the current date of April 14, 2014 to May 14, 2014.

15 B. The time to answer or otherwise respond to the Complaint (ECF No.1)  
16 shall be further extended from the current agreed upon date of April 15, 2014 to June  
17 16, 2014.

18 5. The terms of the Case Management Conference Order filed February 28,  
19 2013 (ECF No. 10), the Stipulation filed on March 27, 2013 (ECF No. 12), the Stipulation  
20 filed on May 6, 2013 (ECF No. 27), the Stipulation filed July 19, 2013 (ECF No. 34), the  
21 Stipulation filed on January 3, 2014 [ECF No. 38], and the Civil Pretrial Order filed on  
22 January 30, 2014 (ECF No. 42] will otherwise remain in effect but subject to the additional  
23 changes outlined within this Stipulation.

24 **IT IS SO STIPULATED.**

25 Dated: \_\_\_\_\_  
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LAW OFFICES OF KARL R. MORTHOLE

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28 Karl R. Morthole, Attorney for PLAINTIFF

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Dated: \_\_\_\_\_

HARRELSON & ASSOCIATES

\_\_\_\_\_  
Thomas M. Harrelson, Attorney for Defendants  
JOSEPH B. IFFLA, individually and dba  
PERFORMEX MACHINING COMPANY, and  
PERFORMEX MACHINING, INC.

Dated: \_\_\_\_\_

BASSI, EDLIN, HUIE & BLUM, LLP

\_\_\_\_\_  
Erin K. Poppler, Associated Attorneys for  
JOSEPH B. IFFLA, individually and dba  
PERFORMEX MACHINING COMPANY

Dated: \_\_\_\_\_

BARG COFFIN LEWIS & TRAPP, LLP

\_\_\_\_\_  
Joshua A. Bloom, Attorney for Defendant  
CARL R. HEINEMAN, individually

Dated: \_\_\_\_\_

PIERCE & SHEARER LLP

\_\_\_\_\_  
Stacy Y. North, Attorney for Defendants  
HOFFMAN METAL PRODUCTS, INC., and  
HARRY W. HOFFMAN, individually and as an  
officer, director and owner of HOFFMAN  
METAL PRODUCTS

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ORDER

It is hereby ordered that:

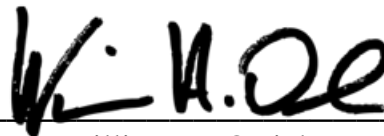
1. The date by which the Early Neutral Evaluation shall be completed shall be May 14, 2014.

2. The time to answer or otherwise respond to the Complaint (ECF No.1) shall be further extended until June 16, 2014.

3. The terms of the Case Management Conference Order filed February 28, 2013 (ECF No. 10), the Stipulation filed on March 27, 2013 (ECF No. 12), the Stipulation filed on May 6, 2013 (ECF No. 27), the Stipulation filed July 19, 2013 (ECF No. 34), the Stipulation filed on January 3, 2014 [ECF No. 38], and the Civil Pretrial Order filed on January 30, 2014 (ECF No. 42] will otherwise remain in effect subject to this Order.

IT IS SO ORDERED.

Dated: April 9, 2014



Hon. William H. Orrick  
UNITED STATES DISTRICT JUDGE