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7 Attorneys for Plaintiff LODGEPOLE  
 8 INVESTMENTS, LLC

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 10 **UNITED STATES DISTRICT COURT**  
 11 **NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION**

12 LODGEPOLE INVESTMENTS, LLC, a  
 13 Nevada limited liability company,  
 14 Plaintiff,  
 15 v.  
 16 EDWARD GENNADY BARSKY, an  
 17 individual; ST. TROPEZ CAPITAL, LLC, a  
 18 California limited liability company; and  
 MONACO DEVELOPMENT, LLC, a  
 19 California limited liability company,  
 20 Defendants.

Case No. CV 13-00446 NC  
**STIPULATION AND ~~PROPOSED~~ ORDER  
 TO CONTINUE INITIAL CASE  
 MANAGEMENT CONFERENCE**  
 The Hon. Nathanael M. Cousins  
 Current CMC Date: June 5, 2013, at 10:00 a.m.  
 Proposed CMC Date: July 10, 2013, at 10:00 a.m.

1 Plaintiff Lodgepole Investments, LLC (“Lodgepole Investments”) and Defendant Monaco  
2 Development, LLC (“Monaco”), by and through their undersigned counsel, hereby stipulate as  
3 follows:

4 WHEREAS Lodgepole Investments filed this lawsuit on January 31, 2013;

5 WHEREAS, on January 31, 2013, the Court issued an Order Setting Initial Case  
6 Management Conference and ADR Deadlines, and scheduled the Initial Case Management  
7 Conference for May 1, 2013, at 10:00 a.m.;

8 WHEREAS, on February 6, 2013, Defendants Edward Gennady Barsky and St. Tropez  
9 Capital, LLC filed a Notice of Automatic Stay of this lawsuit, pursuant to 11 U.S.C. § 362(a) and  
10 based on their filing of voluntary Chapter 11 bankruptcy petitions in the United States Bankruptcy  
11 Court, Central District of California;

12 WHEREAS the automatic stay has no application to the claims brought against Monaco,  
13 which has not filed a bankruptcy petition;

14 WHEREAS, on April 26, 2013, pursuant to the parties’ stipulation, the Court entered an  
15 Order continuing the Initial Case Management Conference to June 5, 2013, at 10:00 a.m., and  
16 continued all other deadlines set forth in the Court’s Order Setting Initial Case Management  
17 Conference (Dkt. No. 7);

18 WHEREAS, Lodgepole Investments and Defendants have made significant progress in  
19 settlement negotiations that would fully resolve this action, but have not yet reached an agreement  
20 regarding the final terms of a settlement;

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1 NOW THEREFORE, Lodgepole Investments and Monaco hereby stipulate and agree that,  
2 subject to the Court's approval, the Initial Case Management Conference shall be continued to  
3 July 10, 2013, at 10:00 a.m., and that all other deadlines set forth in the Court's Order Setting  
4 Initial Case Management Conference and ADR Deadlines are continued accordingly. The parties shall  
5 file their case management statement and consent or declination no later than July 3, 2013.

6 DATED: May 30, 2013

Respectfully submitted,

7 CALDWELL LESLIE & PROCTOR, PC

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9 By \_\_\_\_\_ /S/

10 JEFFREY M. HAMMER

11 Attorneys for LODGEPOLE INVESTMENTS, LLC

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14 DATED: May 30, 2013

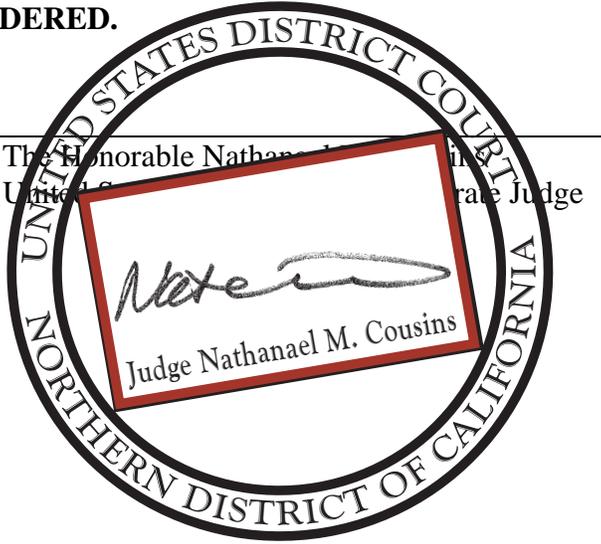
Respectfully submitted,

15  
16 By \_\_\_\_\_ /S/

17 MAKSYM CHERNIAVSKYI, managing  
18 member of MONACO DEVELOPMENT, LLC

19 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

20 DATED: May 30, 2013



21 The Honorable Nathanael M. Cousins, United States District Judge

