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 9

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

13 IRON WORKERS MID-SOUTH PENSION
 FUND, Derivatively on Behalf of PG&E
 14 CORPORATION,

15 Plaintiff,

16 v.

17 CHRISTOPHER P. JOHNS, *et al.*,

18 Defendants,

19 -and-

20 PG&E CORPORATION, a California
 corporation,

21 Nominal Defendant.

Case No. 3:13-cv-00550-SI

**STIPULATION AND ~~[PROPOSED]~~
 ORDER REGARDING CASE
 MANAGEMENT CONFERENCE**

Judge: Hon. Susan Illston

1 WHEREAS on February 7, 2013, Plaintiff Iron Workers Mid-South Pension Fund
2 (“Plaintiff”) commenced this shareholder derivative action, captioned *Iron Workers Mid-South*
3 *Pension Fund v. Johns, et al.*, No. 3:13-cv-00550-SI (“*Iron Workers Action*”), on behalf of
4 Nominal Defendant PG&E Corporation;

5 WHEREAS other shareholder derivative actions, putatively on behalf of PG&E and
6 captioned *San Bruno Fire Derivative Cases*, JCCP No. 4648-C, and *Tellardin v. Earley, et al.*,
7 No. CIV 534119 (collectively, the “State Derivative Actions”), are pending before the Superior
8 Court of California, County of San Mateo;

9 WHEREAS another shareholder derivative action, putatively on behalf of PG&E
10 Corporation and its subsidiary Pacific Gas and Electric Company and captioned *Bushkin v.*
11 *Rambo, et al.*, No. 3:16-cv-00973-SI (“*Bushkin Action*”), was filed in this Court on February 27,
12 2016;

13 WHEREAS a criminal action against Pacific Gas and Electric Company, captioned
14 *United States v. Pacific Gas and Electric Company*, No. 3:14-cr-00175-TEH (the “Criminal
15 Action”), is pending in this District;

16 WHEREAS the court in the Criminal Action vacated the previously scheduled trial date
17 of April 26, 2016, and is expected to set a new trial date at an upcoming conference;

18 WHEREAS the *Iron Workers Action*, the *Bushkin Action*, and the State Derivative
19 Actions involve the same Nominal Defendant(s), many of the same individual defendants, and
20 concern the events leading to the gas pipeline rupture in San Bruno, California on September 9,
21 2010 (the “San Bruno Fire”);

22 WHEREAS following the San Bruno Fire, approximately 140 actions involving claims
23 for personal injury and property damage in connection with the San Bruno Fire were filed and
24 consolidated into Judicial Council Coordinated Proceeding No. 4648, captioned *PG&E San*
25 *Bruno Fire Cases* (the “State Consolidated Action”), which was litigated in the Superior Court of
26 California, County of San Mateo;

27 WHEREAS the State Derivative Actions have been stayed pending conclusion of the
28 federal criminal proceedings;

1 WHEREAS, by agreement of the parties and with the approval of this Court, the *Iron*
2 *Workers* Action has been stayed in its entirety pending resolution of the State Derivative
3 Actions, and no date by which the defendants must respond to the *Iron Workers* complaint has
4 been set;

5 WHEREAS on April 19, 2016, the Court clerk gave notice that the Court has continued a
6 Case Management Conference in the *Iron Workers* Action to June 2, 2016; and

7 WHEREAS on May 3, 2016, the Court entered an order in the *Bushkin* Action that,
8 among other things, vacated an Initial Case Management Conference scheduled in that action for
9 June 17, 2016;

10 IT IS HEREBY STIPULATED THAT:

11 1. Counsel for all parties shall meet and confer within 30 days after conclusion of
12 the trial in the Criminal Action and provide a status update to the Court.

13 2. The Case Management Conference currently scheduled in the *Iron Workers*
14 Action for June 2, 2016 shall be vacated.

15 Dated: May 5, 2016

Respectfully submitted,

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25 Dated: May 5, 2016

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Dated: May 5, 2016

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Dated: May 5, 2016

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I, George C. Aguilar, am the ECF User whose ID and password are being used to file this Stipulation Regarding Case Management Conference. In compliance with Civil L.R. 5-1(i), I hereby attest that concurrence in the filing of this document has been obtained from each of the other signatories.

/s/ George C. Aguilar
GEORGE C. AGUILAR

* * *

~~[PROPOSED]~~ ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: 5/5/16



HONORABLE SUSAN ILLSTON
UNITED STATES DISTRICT JUDGE