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 NET CONNECTION HAYWARD, LLC

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11 Attorneys for Defendant-Counterclaimant  
 CITY OF HAYWARD

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 13 **UNITED STATES DISTRICT COURT**  
 14 **NORTHERN DISTRICT OF CALIFORNIA**

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16 NET CONNECTION HAYWARD, LLC, a California  
 17 limited liability company  
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 Plaintiff,  
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 v.  
 20 CITY OF HAYWARD,  
 21  
 Defendants.

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 23 CITY OF HAYWARD  
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 Counterclaimant,  
 25  
 v.  
 26 NET CONNECTION HAYWARD, LLC, a California  
 limited liability company,  
 27  
 Counterdefendant.

No. C13-01212 SC

**STIPULATION AND ~~PROPOSED~~ ORDER  
 CONTINUING MOTION FOR SUMMARY  
 JUDGMENT HEARING**

**IT IS SO ORDERED AS MODIFIED  
 Hon. Samuel Conti, Courtroom 1**

**Trial Date: August 4, 2014**

**HUNT JEPPSON & GRIFFIN, LLP**  
 1478 Stone Point Drive, Suite 100, Roseville, CA 95661

1           Due to scheduling conflicts in which Plaintiff-counterdefendant’s counsel will not be in  
2 the state, IT IS HEREBY STIPULATED AND AGREED by and between the parties hereto  
3 through their respective counsel that the hearing on the Motion for Summary Judgment of  
4 Defendant-Counterclaimant City of Hayward, filed on April 28, 2014, and noticed for hearing on  
5 June 6, 2014, at 10:00a.m., be continued to June 20, 2014 at 10:00a.m. or as soon thereafter as  
6 the matter can be heard.

7           The trial date is set for August 4, 2014 and was continued on March 19, 2014 pursuant to  
8 Court order based on stipulation of the parties. This Court order set the last day to hear motions  
9 as June 6, 2014. Because Plaintiff-Counterdefendant’s counsel is unavailable due to a pre-  
10 planned vacation on June 6, 2014, the parties ask the Court to approve continuing this hearing on  
11 the Defendant-Counterclaimant’s Motion for Summary Judgment to June 20, 2014, which the  
12 parties understand to be the next available date on the Court’s calendar to hear the motion.

13           The parties do not request or anticipate any other required changes to the scheduling order  
14 in this case.

15  
16 Dated: May 1, 2014

**HUNT JEPSON & GRIFFIN, LLP**

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18           \_\_\_\_\_/s/\_\_\_\_\_  
19 TORY E. GRIFFIN  
20 Attorneys for Plaintiff-Counterdefendant  
21 NET CONNECTION HAYWARD, LLC

22  
23 Dated: May 1, 2014

**MICHAEL S. LAWSON, CITY ATTORNEY**

24           \_\_\_\_\_/s/\_\_\_\_\_  
25 MICHAEL G. VIGILIA  
26 Attorneys for Defendant-Counterclaimant  
27 CITY OF HAYWARD  
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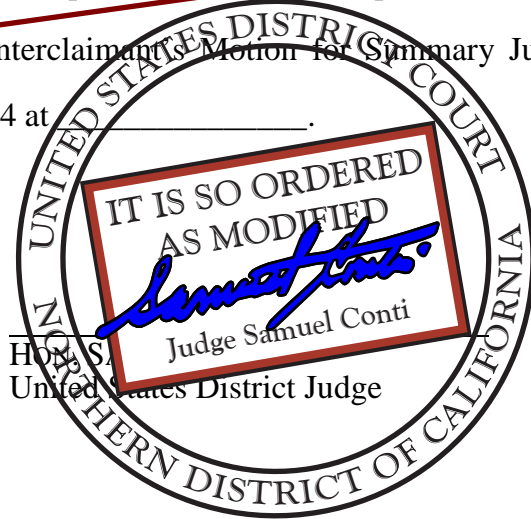
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**[PROPOSED] ORDER**

Good cause appearing before this Court and upon stipulation of the parties, it is hereby ORDERED that the hearing on Defendant-Counterclaimant's Motion for Summary Judgment Hearing be continued to \_\_\_\_\_, 2014 at \_\_\_\_\_.

Dated: May 01, 2014

The Motion for Summary Judgment shall be submitted on the papers and no appearances will be required.



**HUNT JEPSON & GRIFFIN, LLP**  
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