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4 Attorneys for Petitioner RANDOLPH FONG

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8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
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12 In the Matter of the FONG FAMILY  
13 LIVING TRUST dated June 15, 1993

Case No. ~~CM~~-03021 EDL

**STIPULATION AND ORDER TO  
CONTINUE MOTION TO REMAND AND  
MOTION TO DISMISS AS MODIFIED**

14 RANDOLPH FONG, Beneficiary,

15 Petitioner,

16 vs.

17 PATRICIA BEEHLER, as Co-Trustee  
18 and individually; and ROBERT FONG,  
as Co-Trustee and individually,

19 Respondents.  
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Motion to Remand:

Date: August 27, 2013

Time: 9:00 a.m.

Courtroom: Courtroom E – 15th Floor

Judge: Honorable Elizabeth D. Laporte

Motion to Dismiss:

Date: September 3, 2013

Time: 2:00 p.m.

Courtroom: Courtroom E – 15th Floor

Judge: Honorable Elizabeth D. Laporte

21  
22 THE PARTIES HEREBY STIPULATE AND REQUEST THE COURT TO ORDER AS  
23 FOLLOWS:

- 24 1. Upon Respondents' request, due to a preplanned vacation of counsel for  
25 Respondents, the parties stipulate to continue the hearing on Petitioner's Motion to Remand from  
26 August 27, 2013 to September 3, 2013 at 2:00 PM. (Opposition was filed August 5, 2013 and  
27 Reply is still due August 12, 2013.)  
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BERGQUIST WOOD  
MCINTOSH SETO LLP

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2. Upon Petitioner's request, since the Motion to Remand may render the Motion to Dismiss moot, the parties stipulate to: (a) extend Petitioner's deadline to respond to Respondents' Motion to Dismiss until September 17, 2013, two weeks after the hearing on the Motion to Remand, and (b) continue the hearing date on the Motion to Dismiss until October 8, 2013 at <sup>9:00 a.m.</sup>~~2:00 PM~~, three weeks thereafter.

Dated: August 8, 2013

BERGQUIST, WOOD, McINTOSH & SETO, LLP



Steven N.H. Wood, Esq.  
Attorneys for Petitioner RANDOLPH FONG

Dated: August 8, 2013

BRILLANT LAW FIRM



David Brilliant, Esq.  
Attorneys for Respondents PATRICIA BEEHLER and  
ROBERT FONG

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Date: August 9, 2013



HON. ELIZABETH LAPORTE