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Attorneys for Defendant Pacific Gas & Electric
Company

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

ROMAN HULSEY, CHRISTINA QUINN,
PATRICIA ADAMS, WINIFRED THOMAS,
LINDA CREEL, AND ABRAM PERLSTEIN,

Plaintiffs,

vs.

PACIFIC GAS AND ELECTRIC COMPANY,
WELLINGTON ENERGY INC., LANDIS AND
GYR, AND DOES 1-20, INCLUSIVE,

Defendants.

Case No.: 3:13-cv-03355-EMC

**STIPULATION AND [PROPOSED] ORDER
SETTING BRIEFING SCHEDULES AND
CONTINUING HEARING DATES**

Honorable Edward M. Chen

1 Plaintiffs, Defendant Pacific Gas & Electric Company (“PG&E”), Defendant Landis + Gyr,
2 Inc. (“L+G”), and Defendant Wellington Power Corporation (“Wellington”), by and through their
3 respective undersigned counsel, agree as follows:

4 WHEREAS, L+G filed a Motion to Dismiss the FAC on July 25, 2013 (Docket #9), which is
5 currently set for hearing on September 26, 2013;

6 WHEREAS, Plaintiffs filed a Motion to Remand (Docket #23), which is currently set for
7 hearing on September 26, 2013;

8 WHEREAS, Wellington filed a Motion to Dismiss the FAC and Joinder in L+G’s Motion to
9 Dismiss the FAC on August 19, 2013 (Docket #24), which is currently set for hearing on September
10 26, 2013;

11 WHEREAS, Plaintiffs and PG&E have agreed that PG&E shall have until September 17,
12 2013 to respond to Plaintiffs’ Motion to Remand;

13 WHEREAS, Plaintiffs and PG&E previously agreed, and the Court so ordered, that PG&E
14 shall have until September 20, 2013 to answer or otherwise respond to the FAC (Docket #21);

15 WHEREAS, PG&E intends to file a Motion to Dismiss the FAC by September 20, 2013;

16 WHEREAS, the Case Management Conference is currently set for October 10, 2013;

17 WHEREAS, judicial economy and the convenience of the parties are best served by having all
18 three motions to dismiss as well as Plaintiffs’ motion to remand heard on the same day;

19 NOW THEREFORE, IT IS HEREBY STIPULATED by and among, Plaintiffs, PG&E,
20 Wellington, and L+G, through their respective counsel, and subject to Court approval as follows:

21 1. L+G’s Motion to Dismiss, Wellington’s Motion to Dismiss and Joinder in L+G’s
22 Motion to Dismiss, and Plaintiffs’ Motion to Remand are all continued and shall be heard together on
23 October 31, 2013 at 1:30 p.m.;

24 2. The opposition(s) to Plaintiffs’ Motion to Remand will be filed no later than
25 September 17, 2013; Plaintiffs’ reply will be filed no later than September 24, 2013;

26 3. PG&E will file its Motion to Dismiss by September 20, 2013 and will set it for
27 hearing on October 31, 2013 at 1:30 p.m.

28 ///

1 4. The Case Management Conference will be continued to a date after October 31, 2013
2 that is convenient for the Court.

3
4 DATED: August 26, 2013

Respectfully submitted,

5
6 By: _____ /s/

7 Philip J. Wang

8 **Lim, Ruger & Kim, LLP**

9 *Attorneys for Defendant Pacific Gas &
10 Electric Company*

11
12 By: _____ /s/

13 Paul R. Overett

14 **Law Offices of Paul R. Overett**

15 *Attorneys for Plaintiffs Hulse, Quinn,
16 Adams, Thomas, Creel and Perlstein*

17
18 By: _____ /s/

19 Donald F. Zimmer Jr.

20 **King & Spalding**

21 *Attorneys for Defendant Landis+Gyr, Inc.*

22
23 By: _____ /s/

24 Noel Edlin

25 **Bassi Edlin Huie & Blum LLP**

26 *Attorneys for Defendant Wellington Power
27 Corporation*

1 **ATTESTATION CLAUSE**

2 I, Philip J. Wang, am the ECF User whose ID and password are being used to file this
3 STIPULATION AND [PROPOSED] ORDER SETTING BRIEFING SCHEDULE AND
4 CONTINUING HEARING DATE. In compliance with Civil Local Rule 5-1(i)(3), I hereby attest
5 that Paul R. Overett, Donald F. Zimmer, and Noel Edlin have concurred in this filing.
6

7 Date: August 26, 2013

LIM, RUGER & KIM LLP

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9 By: /s/ Philip J. Wang
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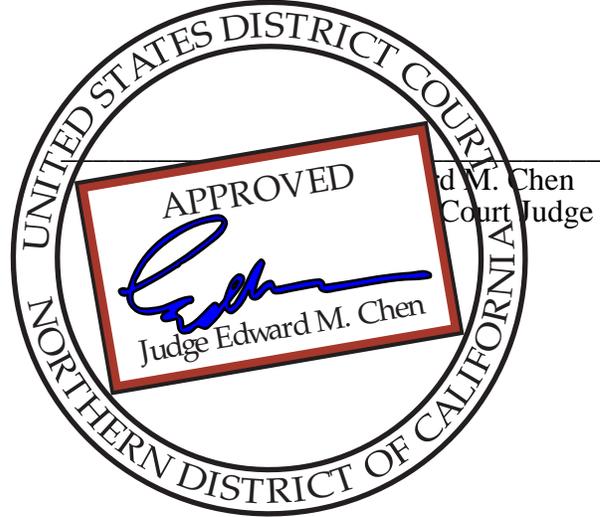
1 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

2 **IT IS FURTHER ORDERED THAT** the Case Management Conference is continued to

3 12/5/13 with the Case Management Statement due by 11/27/13.

4
5 8/27/13

6 DATED: _____



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