

1 THOMAS M. MCINERNEY, State Bar No. 162055
 tmm@ogletreedeakins.com
 2 ANDREA L. FELLION, State Bar No. 262278
 andrea.fellion@ogletreedeakins.com
 3 OGLETREE, DEAKINS, NASH, SMOAK & STEWART, P.C.
 Steuart Tower, Suite 1300
 4 One Market Plaza
 San Francisco, CA 94105
 5 Telephone: 415.442.4810
 Facsimile: 415.442.4870

6 Attorneys for Defendant
 7 ALLIANCE RESIDENTIAL LLC dba ALLIANCE RESIDENTIAL
 COMPANY

8
 9 STAN S. MALLISON, State Bar No. 184191
 StanM@TheMMLawFirm.com
 HECTOR R. MARTINEZ, State Bar No. 206336
 10 HectorM@TheMMLawFirm.com
 MARCO A. PALAU, State Bar. No. 242340
 11 MPalau@TheMMLawFirm.com
 JOSEPH D. SUTTON, State Bar No. 269951
 12 JSutton@TheMMLawFirm.com
 MALLISON & MARTINEZ
 13 1939 Harrison Street, Suite 730
 Oakland, California 94612-3547
 14 Telephone: (510) 832-9999
 Facsimile: (510) 832-1101

15 Attorneys for Plaintiff
 16 LINDA KESZENHEIMER

17 **UNITED STATES DISTRICT COURT**
 18 **NORTHERN DISTRICT OF CALIFORNIA**

20 LINDA KESZENHEIMER,

21 Plaintiff,

22 v.

23 ALLIANCE RESIDENTIAL LLC,
 ALLIANCE RESIDENTIAL COMPANY;
 24 and ALLIANCE RESIDENTIAL INC.,

25 Defendants.

Case No. 3:13-cv-05211-JST

**STIPULATION AND ~~PROPOSED~~ ORDER
 TO EXTEND DATE TO COMPLETE
 MEDIATION**

Complaint Filed: November 8, 2013
 Trial Date: August 3, 2015
 Judge: Hon. John S. Tigar

1 Plaintiff Linda Keszenheimer (“Keszenheimer” or “plaintiff”) and defendant Alliance
2 Residential LLC dba Alliance Residential Company (“Alliance” or “defendant”) (together, the
3 “parties”), hereby submit their Stipulation and [Proposed] Order to Extend Date to Complete
4 Mediation:

5 **RECITALS**

- 6 1. WHEREAS on April 16, 2014, the Court issued a Scheduling Order ordering the
7 parties to mediate by August 15, 2014.
- 8 2. WHEREAS on May 27, 2014 the Court issued a Notice of Appointment of Mediator
9 assigning the parties to mediate before Kathryn Dickson.
- 10 3. WHEREAS on June 16, 2014 the parties attended a pre-mediation conference with
11 Ms. Dickson wherein she expressed her unavailability to mediate in early August 2014.
- 12 4. WHEREAS the parties and Ms. Dickson ultimately agreed to October 2, 2014 as a
13 mutually agreeable mediation date.
- 14 5. WHEREAS Ms. Dickson’s office contacted the parties on October 1, 2014 at
15 approximately 4:30 p.m. indicating that due to an unforeseen medical situation, Ms. Dickson
16 needed to cancel the October 2 mediation.
- 17 6. WHEREAS this mediation did not go forward on October 2 and has not been
18 rescheduled.

19 **IT IS THEREFORE STIPULATED AND AGREED AS FOLLOWS:**

- 20 7. Upon the approval of the Court, the parties’ deadline to complete mediation shall be
21 **December 31, 2014.**

22 DATED: October 3, 2014

OGLETREE, DEAKINS, NASH, SMOAK &
STEWART, P.C.

23
24 By: /s/ Andrea L. Fellion
25 Thomas M. McInerney
26 Andrea L. Fellion
27 Attorneys for Defendant
28 ALLIANCE RESIDENTIAL LLC dba
ALLIANCE RESIDENTIAL COMPANY

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

DATED: October 3, 2014

MALLISON & MARTINEZ

By: /s/ Marco A. Palau
Stan Mallison
Hector Martinez
Joseph Sutton
Marco Palau
Attorneys for Plaintiff
LINDA KESZENHEIMER

ATTESTATION OF CONCURRENCE IN FILING

In accordance with Civil Local Rule 5-1(i)(3), I attest that concurrence in the filing of this document has been obtained from Marco Palau.

DATED: October 3, 2014

OGLETREE, DEAKINS, NASH, SMOAK & STEWART, P.C.

By: /s/ Andrea L. Fellion
Thomas M. McInerney
Andrea L. Fellion
Attorneys for Defendant
ALLIANCE RESIDENTIAL LLC dba
ALLIANCE RESIDENTIAL COMPANY

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

~~PROPOSED~~ ORDER

Pursuant to the Stipulation of the parties and GOOD CAUSE APPEARING, the parties are ordered to complete mediation by **December 31, 2014**.

DATED: October 6, 2014

