

1 JAMES J.S. HOLMES (STATE BAR NO. 126779)
james.holmes@sedgwicklaw.com
 2 SEDGWICK LLP
 801 South Figueroa Street, 19th Floor
 3 Los Angeles, CA 90017-5556
 Telephone: 213.426.6900
 4 Facsimile: 213.426.6921

5 BENJAMIN E. SHIFTAN (STATE BAR NO. 265767)
benjamin.shiftan@sedgwicklaw.com
 6 SEDGWICK LLP
 333 Bush Street, 30th Floor
 7 San Francisco, CA 94104-2834
 Telephone: 415.781.7900
 8 Facsimile: 415.781.2635

9 Attorneys for Plaintiff and Counterdefendant
 PEERLESS INSURANCE COMPANY

10 DEMIÁN I. OKSENENDLER (STATE BAR NO. 233416)
demian@mansionlowe.com
 11 MANNION & LOWE
 655 Montgomery Street, Suite #1200
 12 San Francisco, CA 94111
 Telephone: 415.733.1500
 13 Facsimile: 415.733.1054

14 Attorneys for Defendants and Counterclaimants
 15 CLEER GEAR, LLC and PETER TSOU dba CLEER
 GEAR and Counterclaimant PETER TSOU

17 UNITED STATES DISTRICT COURT
 18 NORTHERN DISTRICT OF CALIFORNIA
 19 SAN FRANCISCO DIVISION

21 PEERLESS INSURANCE COMPANY,
 22 Plaintiff,
 23 v.
 24 CLEER GEAR, LLC and PETER TSOU dba
 CLEER GEAR
 25 Defendants.

Case No. C 14-00135 MMC

**JOINT STIPULATION AND ~~PROPOSED~~
 ORDER FOR CONTINUANCE OF
 MEDIATION DEADLINE**

Sedgwick^{LLP}

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1 CLEER GEAR, LLC, and PETER TSOU
2 INDIVIDUALLY and dba CLEER GEAR,

3 Counterclaimants,

4 v.

5 PEERLESS INSURANCE COMPANY,
6 GOLDEN EAGLE INSURANCE, LIBERTY
7 MUTUAL GROUP, IRENE HERMAN, and
8 IRENE HERMAN INSURANCE SERVICES

9 Counterdefendants.

10 WHEREAS, on May 2, 2014, the Court ordered the parties to this stipulation – Plaintiff
11 and Counterdefendant Peerless Insurance Company (“Peerless”) and Defendants and
12 Counterclaimants Cleer Gear, LLC and Peter Tsou dba Cleer Gear and Counterclaimant Peter
13 Tsou, individually (collectively, “Cleer Gear”) to complete mediation within 90 days – i.e., by
14 July 31, 2014. (ECF No. 23.)

15 WHEREAS, Peerless and Cleer Gear scheduled a mediation for July 15, 2014.

16 WHEREAS, Defendant and Counterclaimant Peter Tsou has propounded written
17 discovery on Peerless, responses to which – via extension – are not due until August 4, 2014.

18 WHEREAS, Counterclaimants have not effectuated service on any Counterdefendant
19 other than Peerless.

20 WHEREAS, Peerless believes mediation would be more fruitful with the participation of
21 all Counterdefendants, and believes that the not-yet-served Counterdefendants will need an
22 adequate amount of time to prepare for such a mediation.

23 WHEREAS, Cleer Gear believes mediation would be more productive if Peerless’
24 discovery responses are served prior to the mediation.

25 WHEREAS, Peerless and Cleer Gear now agree to continue the mediation deadline until
26 August 28, 2014.

27 WHEREAS, Peerless and Clear Gear have arranged with the mediator for a new
28 mediation date of August 28, 2014.

1 WHEREAS, the parties are only seeking a continuance of the mediation deadline
2 identified herein, and the requested order continuing the mediation deadline would not require
3 the continuance of any other deadlines.

4 WHEREAS, by entering into this stipulation, Peerless and Cleer Gear do not waive any
5 claims or defenses.

6 **STIPULATION**

7 NOW THEREFORE, it is agreed and stipulated that:

8 The mediation deadline is extended from July 31, 2014 to August 28, 2014.

9 **IT IS SO AGREED AND STIPULATED.**

10 DATED: July 31, 2014 SEDGWICK LLP

11
12 By: /s/ James J.S. Holmes
13 James J.S. Holmes
14 Benjamin E. Shiftan
Attorneys for Plaintiff and Counterdefendant
PEERLESS INSURANCE COMPANY

15 DATED: July 31, 2014 MANNION & LOWE

16
17 By: /s/ Demián I. Oksenendler
18 Demián I. Oksenendler
19 Attorneys for Defendants and Counterclaimants
CLEER GEAR, LLC and PETER TSOU dba CLEER
GEAR and Counterclaimant PETER TSOU

20 *Filer's Attestation: Pursuant to Civil Local Rule 5-1(i)(3) regarding signatures, James J.S.
Holmes hereby attests that concurrence in the filing of this document has been obtained.*

21
22 **PURSUANT TO STIPULATION, IT IS ORDERED** that:

23 The mediation deadline is extended from July 31, 2014 to August 28, 2014.

24
25 DATED: August 1, 2014

26 
27 United States District Court Judge