

*Ropers Majeski Kohn & Bentley  
A Professional Corporation  
Redwood City*

1 ROPERS, MAJESKI, KOHN & BENTLEY  
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11 Attorney for Defendants  
12 RODNEY G. MCNAB AND CHANTEL EVANS  
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15 UNITED STATES DISTRICT COURT  
16 NORTHERN DISTRICT OF CALIFORNIA  
17

18 AMERICAN STATES INSURANCE  
COMPANY,  
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20 Plaintiff,  
21  
22 v.  
RODNEY G. MCNAB, CHANTEL  
EVANS,  
23  
24 Defendants.

CASE NO. 3:14-CV-01008 VC  
**STIPULATION AND [PROPOSED]  
ORDER TO CONTINUE CASE  
MANAGEMENT CONFERENCE**  
AS MODIFIED  
Date: June 27, 2014  
Time: 10:30 a.m.  
Dept.: 4  
Hon. Vince Chhabria

25 WHEREAS, the Complaint for Declaratory Relief (“Complaint”) in this matter was filed  
26 by Plaintiff American States Insurance Company (“American States”) on March 4, 2014;

27 WHEREAS, this Court issued an Order Setting Initial Case Management Conference  
28 scheduling the conference for June 27, 2014;

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WHEREAS, Defendants have just informed Plaintiff that the underlying action giving rise to this insurance coverage related action has settled in principal. The underlying action was removed to bankruptcy court and all parties to the underlying action need to sign the settlement agreement and the local rule requires 21 days' notice of the settlement to creditors. It is Defendants' position that, once the bankruptcy court approves the settlement agreement and the case is dismissed, this action will be rendered moot. Therefore, Defendants request a continuance of this matter of at least 30 days;

WHEREAS, American States is not aware of the facts or circumstances pertaining to the purported settlement of the underlying case and is not in any position to comment on the effect of any such settlement on the instant action; however, American States joins in Defendants' request for a continuance of the Case Management Conference for 30 days in light of Defendants' representation that the underlying case has been resolved in principal.

IT IS SO STIPULATED.

Dated: June 20, 2014

ROPERS, MAJESKI, KOHN & BENTLEY

By: /e/ Blake J. Russum  
PAMELA E. COGAN  
BLAKE J. RUSSUM  
Attorneys for Plaintiff  
AMERICAN STATES INSURANCE  
COMPANY

Dated: June 20, 2014

By: /e/ Chauné Williams  
CHAUNÉ WILLIAMS, ESQ.  
Attorneys for Defendants  
RODNEY G. MCNAB and CHANTEL  
EVANS

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~~PROPOSED~~ ORDER

IT IS HEREBY ORDERED that, pursuant to the Parties' stipulation, the initial case management conference is continued to July <sup>22</sup>~~25~~, 2014, in Courtroom <sup>10</sup>~~4~~, at <sup>10:00</sup>~~10:30~~ a.m. The Parties shall file their joint case management statement by July <sup>15</sup>~~18~~, 2014.

Dated: June 23, 2014

By: \_\_\_\_\_  
Hon. Vince Chhabria  
United States District Court

