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6 Attorneys for Plaintiffs  
 7 BRADEN PARTNERS, LP and  
 TEIJIN PHARMA USA, LLC  
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9 UNITED STATES DISTRICT COURT  
 10 NORTHERN DISTRICT OF CALIFORNIA

12 BRADEN PARTNERS, LP, d/b/a PACIFIC  
 PULMONARY SERVICES, a California limited  
 13 partnership, and TEIJIN PHARMA USA, LLC,  
 d/b/a PACIFIC PULMONARY SERVICES, a  
 14 Delaware limited liability company;  
 15 Plaintiffs,  
 16 v.  
 17 TWIN CITY FIRE INSURANCE COMPANY,  
 a Connecticut corporation;  
 18 Defendant.  
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Case No. 14-cv-01689-JST

**STIPULATION REGARDING  
 BRIEFING AND HEARING  
 SCHEDULE FOR CROSS MOTIONS  
 FOR PARTIAL SUMMARY  
 JUDGMENT**

22 **TO THE COURT, ALL PARTIES, AND THEIR COUNSEL OF RECORD:**

23 Pursuant to Civil Local Rule 7-12, Plaintiffs Braden Partners, LP, and Teijin Pharma  
 24 USA, LLC (together, “Pacific Pulmonary Services”) on the one hand, and Defendant Twin City  
 25 Fire Insurance Company (“Twin City”) on the other hand, by and through their counsel of record  
 26 herein, stipulate as follows:  
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**RECITALS**

WHEREAS on April 5, 2016, the Court issued a Scheduling Order, which set the deadline to file dispositive motions as October 28, 2016, ECF No. 132;

WHEREAS the parties anticipate filing cross motions for partial summary judgement on Plaintiffs’ First Claim for Relief (Declaratory Relief to Establish the Duty to Advance Defense Costs for the Claim); and

WHEREAS on August 19, 2016, during a telephonic case management conference, the Court invited the parties to “file a stipulation with proposed briefing and hearing schedule for their anticipated cross motions for summary judgment,” ECF No. 143.

**IT IS HEREBY STIPULATED AND AGREED:**

That the parties may file their anticipated cross motions for partial summary judgment on Plaintiffs’ First Claim for Relief according to the following proposed briefing and hearing schedule.

<b>Event</b>	<b>Deadline</b>
Motions due	September 29, 2016
Oppositions due	October 20, 2016
Replies due	November 3, 2016
Hearing	December 1, 2016 at 2:00 p.m.

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Respectfully submitted,

Dated: August 24, 2016

MAYNARD, COOPER & GALE, P.C.

By:           /s/ Christopher C. Frost

CHRISTOPHER C. FROST  
Attorneys for Defendant  
TWIN CITY FIRE INSURANCE COMPANY

Dated: August 24, 2016

ORRICK, HERRINGTON & SUTCLIFFE LLP

By:           /s/ Darren S. Teshima

DARREN S. TESHIMA  
Attorneys for Plaintiffs  
BRADEN PARTNERS, LP and  
TEIJIN PHARMA USA, LLC

The filer of this document attests that concurrence in the filing has been obtained from the other signatory, Christopher C. Frost of Maynard, Cooper & Gale, P.C.

ORRICK, HERRINGTON & SUTCLIFFE LLP

By:           /s/ Darren S. Teshima

DARREN S. TESHIMA  
Attorneys for Plaintiffs  
BRADEN PARTNERS, LP and  
TEIJIN PHARMA USA, LLC

**PROPOSED ORDER**

**PURSUANT TO STIPULATION, IT IS SO ORDERED.**

Dated: August 24, 2016

  
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JON S. TIGAR  
United States District Judge