

1 MARJORIE E. MANNING, SBN 118643  
 T. D. BOLLING, JR., SBN 33236  
 2 BOLLING & GAWTHROP  
 A Professional Corporation  
 3 8880 Cal Center Drive, Suite 190  
 Sacramento, California 95826  
 4 Telephone: (916) 369-0777  
 Facsimile: (916) 369-2698  
 5 E-mail: [mem@bwg-inc.com](mailto:mem@bwg-inc.com)  
 E-mail: [tdb@bwg-inc.com](mailto:tdb@bwg-inc.com)

6 THOMAS A. WILLOUGHBY, State Bar No. 137597  
 7 FELDERSTEIN FITZGERALD  
 WILLOUGHBY & PASCUZZI LLP  
 8 400 Capitol Mall, Suite 1750  
 Sacramento, CA 95814  
 9 Telephone: (916) 329-7400  
 Facsimile: (916) 329-7435  
 10 E-mail: [twilloughby@ffwplaw.com](mailto:twilloughby@ffwplaw.com)

11 Attorneys for Appellee Heller Ehrman LLP

12  
 13 UNITED STATES DISTRICT COURT  
 14 NORTHERN DISTRICT OF CALIFORNIA  
 15 SAN FRANCISCO DIVISION

16  
 17 Paravue Corporation,  
 18 Appellant,  
 19 vs.  
 20 In re Heller Ehrman LLP,  
 21 Appellee.

CASE NO. 3:14-CV-03887-CRB

Honorable Charles R. Breyer

**STIPULATED REQUEST FOR ORDER  
 CHANGING DEADLINES TO FILE  
 ANSWERING BRIEF AND REPLY BRIEF**

**ORDER**

22  
 23  
 24  
 25  
 26 Pursuant to Local Rule 7-12, Appellant Paravue Corporation and Appellee Post-  
 27 confirmation Liquidating Debtor Heller Ehrman LLP, by and through their respective counsel,  
 28

1 stipulate and agree to an extension of the briefing deadlines applicable to Appellee's answering  
2 brief and Appellant's reply brief, in the respects stated herein.

3 In support of this stipulation, Marjorie E. Manning, the undersigned counsel for Appellee,  
4 states and declares as follows:

5 1. I am an attorney licensed to practice law in the State of California and in this  
6 Court, and am counsel of record in this proceeding for Appellee Heller Ehrman. This declaration  
7 is made pursuant to Local Rule 6-2 in support of the parties' stipulation to extend the briefing  
8 schedule in this matter pertaining to Appellee's answering brief and Appellant's reply brief.

9 2. Paravue filed its opening brief in this matter on March 16, 2015. By previous  
10 order of the Court, Heller Ehrman's answering brief is due by May 4, 2015 and Paravue's reply  
11 brief is due by May 18, 2015.

12 3. Within a few days after Paravue filed its opening brief, I was diagnosed with  
13 bacterial bronchopneumonia, prescribed various medications including antibiotics, and have been  
14 under a physician's care since then. My symptoms have finally improved and I am feeling better.  
15 However, this illness significantly curtailed my ability to work in the interim. Accordingly, on  
16 April 13, 2015 I contacted Paravue's counsel James Weixel to request his agreement to a 31-day  
17 extension of the briefing deadline governing Appellee's answering brief. Mr. Weixel graciously  
18 agreed to my request.

19 4. As stated in the stipulation below, the parties have stipulated and agreed to the  
20 following revised briefing schedule as appropriate and reasonable:

21 Appellee's answering brief due: June 2, 2015

22 Appellant's reply brief due: June 16, 2015

23 5. There have been four previous stipulations for an extended briefing schedule, all  
24 requested by Appellant Paravue. After the fourth stipulated extension, this Court on its own  
25 motion extended the then-existing briefing schedule by three weeks (Doc. 35), resulting in the  
26 deadlines referenced in paragraph 3 above.

27 6. The requested extension would cause the briefing schedule governing the  
28 answering and reply briefs to be extended by 31 days.

1 I hereby declare under penalty of perjury pursuant to the laws of the United States and the  
2 State of California that the foregoing is true and correct, that I have personal knowledge of the  
3 facts set forth herein, and if called as a witness in this matter I could and would testify  
4 competently thereto. Executed this 15<sup>th</sup> day of April 2015 at Sacramento, California.

5 /s/ Marjorie E. Manning

6 Marjorie E. Manning

7 **STIPULATION**

8 Appellant Paravue Corporation and Appellee Post-Confirmation Liquidating Debtor  
9 Heller Ehrman LLP, by and through their respective undersigned counsel, stipulate and agree, and  
10 thereupon request that this Court enter an order accordingly, extending the briefing schedule in  
11 the appeal before this Court as follows:

12 Appellee's answering brief due: **June 2, 2015**

13 Appellant's reply brief due: **June 16, 2015**

14 This stipulation is made upon the declaration of Marjorie E. Manning, counsel for Heller  
15 Ehrman in this proceeding, as stated *supra*.

16 The parties stipulate and agree to this briefing schedule and request that the Court enter an  
17 order accordingly, pursuant to Local Rules 6-2 and 7-12.

18 DATED: April 16, 2015

BOLLING & GAWTHROP

19  
20 By: /s/ Marjorie E. Manning

21 Marjorie E. Manning

Attorneys for Appellee Heller Ehrman LLP

22  
23 DATED: April 16, 2015

WEIXEL LAW OFFICE

24  
25 By: /s/ James V. Weixel

James V. Weixel

26 Attorneys for Appellant Paravue Corporation

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

**ATTESTATION RE ELECTRONIC SIGNATURE(S)**

I, Marjorie E. Manning, counsel for Appellee Heller Ehrman, hereby attest pursuant to Local Rule 5-1(i)(3) that the electronic signature(s) of other counsel and/or parties appearing above indicate(s) that concurrence in the filing of this document has been obtained from each of said counsel and/or parties, and that such electronic signature(s) serve(s) in lieu of said signature(s) on the document.

DATED: April 16, 2015

BOLLING & GAWTHROP

By: /s/ Marjorie E. Manning  
Marjorie E. Manning  
Attorneys for Appellee Heller Ehrman LLP

**ORDER**

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Signed: April 17, 2015

