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6 Attorneys for plaintiff  
 JDS BUILDERS GROUP, INC.

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10 **UNITED STATES DISTRICT COURT**  
 11 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

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JDS BUILDERS GROUP, INC., a California  
 corporation,

Plaintiff,

v.

SCOTTSDALE INSURANCE COMPANY, an  
 Ohio corporation; and DOES 1-10, inclusive,

Defendants.

Case No. 3:15-cv-00297 VC

**STIPULATION OF JDS  
 BUILDERS GROUP AND  
 SCOTTSDALE INSURANCE  
 COMPANY TO CONTINUE  
 HEARING ON SCOTTSDALE'S  
 MOTION TO DISMISS  
 PURSUANT TO FRCP 12(B)(6);  
 and ~~PROPOSED~~ ORDER  
 THEREON  
 AS MODIFIED**

20 IT IS HEREBY STIPULATED AND AGREED BY AND BETWEEN plaintiff  
 21 JDS Builders Group, Inc. ("JDS"), and defendant Scottsdale Insurance Company  
 22 ("Scottsdale"), by and through their respective attorneys of record, as follows:

23 1. On April 8, 2015, Scottsdale filed and served its Notice of Motion And  
 24 Motion To Dismiss Pursuant To FRCP 12(B)(6) (the "Motion to Dismiss") on counsel  
 25 for JDS;

26 2. Scottsdale's Motion to Dismiss JDS' first amended complaint is  
 27 currently set for hearing on May 14, 2015;

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1           3.       Counsel for JDS has requested that the hearing on Scottsdale's Motion  
2 to Dismiss be continued to May 21, 2015, at 10:00 a.m., in order to accommodate a  
3 calendaring conflict;

4           4.       Counsel have meet and conferred and agreed to continue the hearing on  
5 Scottsdale's motion to dismiss to May 21, 2015 at 10:00 a.m., subject to the approval  
6 of the Court; and

7           5.       No deadlines to file and serve either the Opposition to the Motion to  
8 Dismiss or any Reply to that Opposition will be extended.

9           IT IS SO STIPULATED:

10          Dated: April 17, 2015

WOLKIN • CURRAN, LLP

*/s/ Brandt L. Wolkin*

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12           By: \_\_\_\_\_  
                          Brandt L. Wolkin  
                          Dawn A. Silberstein

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14           Attorneys for plaintiff JDS GROUP, INC.

15          Dated: *4/17/15*

SELMAN BREITMAN, LLP

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17           By: \_\_\_\_\_  
                          James R. Tenero, Esq.  
                          Joshua S. Leach, Esq.  
                          Sheryl W. Leichenger, Esq.

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19           Attorneys for defendant SCOTTSDALE  
20           INSURANCE COMPANY

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~~[PROPOSED]~~ ORDER  
APPROVING STIPULATION AS MODIFIED BY THE COURT

The motion to dismiss will be heard on May 28, 2015, at 10:00 a.m.

Pursuant to the parties' Stipulation, IT IS SO ORDERED.

Dated April 20, 2015

\_\_\_\_\_  
The Honorable Vince Chhabria  
Judge of the United States District Court

