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12 Welfare Trust Fund, Stationary Engineers Local 39 Pension Trust
13 Fund and Stationary Engineers Local 39 Annuity Trust Fund

14 UNITED STATES DISTRICT COURT
15 NORTHERN DISTRICT OF CALIFORNIA

16 ALEUT FACILITIES SUPPORT
17 SERVICES, LLC,

18 Plaintiff,

19 v.

20 STATIONARY ENGINEERS LOCAL 39,
21 STATIONARY ENGINEERS LOCAL 39
22 HEALTH AND WELFARE TRUST
23 FUND, STATIONARY ENGINEERS
24 LOCAL 39 PENSION TRUST FUND and
25 STATIONARY ENGINEERS LOCAL 39
26 ANNUITY TRUST FUND,

27 Defendants.

No. 3:15-CV-03348-WHO

**STIPULATION AND REQUEST TO
FURTHER STAY PROCEEDINGS,
ENLARGE TIME FOR FILING A
RESPONSE TO COMPLAINT AND
VACATE CASE MANAGEMENT
CONFERENCE; ORDER**

28 Plaintiff Aleut Facilities Support Services, LLC (“Plaintiff”); Defendants Stationary
Engineers Local 39 Health and Welfare Trust Fund, Stationary Engineers Local 39 Pension Trust
Fund and Stationary Engineers Local 39 Annuity Trust Fund (hereinafter collectively
“Defendants Trust Funds”) and Defendant Stationary Engineers Local 39 (“Defendant Union”),
by and through their respective counsel of record, notified the Court on September 25, 2015 that
Plaintiff and Defendants Union and Trust Funds have reached a tentative settlement in the above-
captioned case which is contingent upon further settlement discussions, scheduled to occur within
the next sixty (60) days. Plaintiff and Defendants Trust Funds continued their arbitration hearing

1 to December 1, 2015 and Plaintiff and Defendant Union continued their arbitration hearing to
2 February 22, 2015.

3 While the Parties were in the process of trying to engage in further settlement discussions,
4 said discussions have been delayed as a result of unfortunate personal matters of one of the key
5 representatives required for the settlement discussions to progress. In light of the foregoing,
6 Plaintiff and Defendant Trust Funds agreed to reschedule their December 1, 2015 arbitration to
7 February 17, 2016.

8 In light of the above, all Parties stipulate to stay the above-captioned matter for an
9 additional sixty six (66) days to allow the Parties time to further discuss and finalize their
10 respective settlement agreements. All Parties therefore respectfully request that the Court stay
11 this matter for an additional sixty six (66) days until February 29, 2016. Additionally, all Parties
12 stipulate and respectfully request that: the due date for Defendants Trust Funds to respond to the
13 Complaint be March 11, 2016; the due date for Defendant Union to respond to the Complaint be
14 March 11, 2016; and the Case Management Conference currently scheduled for January 19, 2016
15 at 2:00 p.m. be taken off the Court's calendar and rescheduled for a later date.

16
17 Dated: November 19, 2015

18 WEINBERG, ROGER & ROSENFELD
19 A Professional Corporation

20 By: /s/ Linda Baldwin Jones
21 LINDA BALDWIN JONES
22 Attorneys for Defendants
23 Stationary Engineers Local 39 Health and
24 Welfare Trust Fund, Stationary Engineers
25 Local 39 Pension Trust Fund and Stationary
26 Engineers Local 39 Annuity Trust Fund

27 I hereby attest that I have on file all
28 holographic signatures corresponding to any
signatures indicated by a conformed
signature (/s/) within this e-filed document.

1 Dated: November 19, 2015

WEINBERG, ROGER & ROSENFELD
A Professional Corporation

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By: /s/ Kristina Hillman

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KRISTINA HILLMAN
Attorneys for Defendant
Stationary Engineers Local 39

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6 Dated: November 19, 2015

LITTLER MENDELSON
A Professional Corporation

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By: /s/ Richard N. Hill

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RICHARD N. HILL
Attorneys for Plaintiff
Aleut Facilities Support Services, LLC

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ORDER

The Court has been notified that the that Plaintiff and Defendants Union and Trust Funds have reached a tentative settlement in the above-captioned case which is contingent upon further settlement discussions, which have been delayed as a result of unfortunate personal matters of one of the Parties' key representatives required for the settlement discussions to progress. In light of the prospect of settlement and based upon the Stipulation of all Parties, the Court stays the above-captioned matter for a period of sixty six (66) days until February 29, 2016 to allow the Parties to formalize their settlement. Additionally, the time for Defendants Trust Funds to respond to the Complaint in this matter is enlarged from December 28, 2015 to March 11, 2016; the time for Defendant Union to respond to the Complaint in this matter is enlarged from January 11, 2016 to March 11, 2016; and the Case Management Conference currently scheduled for January 19, 2016 at 2:00 p.m. is removed from the Court's calendar and will be reset by the Court upon expiration of the stay to the extent the Parties have not finalized their respective settlement agreements.

IT IS SO ORDERED.

Dated: November 19, 2015



HONORABLE WILLIAM H. ORRICK
United States District Court Judge

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