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7 Attorneys for Defendant and Third-Party Plaintiff
 RECOLOGY, INC., f/k/a NORCAL WASTE SYSTEMS, INC.

8
 9 **UNITED STATES DISTRICT COURT**
 10 **NORTHERN DISTRICT OF CALIFORNIA**

11 CONTINENTAL CASUALTY
 COMPANY, an Illinois corporation,
 12
 13 Plaintiff,

14 vs.

14 RECOLOGY, INC., f/k/a NORCAL
 15 WASTE SYSTEMS, INC., a California
 corporation,
 16
 17 Defendant.

18 RECOLOGY, INC., f/k/a NORCAL
 19 WASTE SYSTEMS, INC., a California
 corporation,

20 Third-Party Plaintiff,

21 vs.

22 FLEMING & ASSOCIATES, a business
 23 entity of unknown form, a/k/a ED
 FLEMING COMPANY, a California
 24 corporation; SPECIALTY RISK
 SERVICES, LLC, a Delaware
 25 limited liability company; JT2
 INTEGRATED RESOURCES, a
 26 California corporation; and
 DOES 1 through 50, inclusive.

27 Third-Party Defendants.

CASE NO. 3:15-cv-03969-SI

Complaint filed on August 31, 2015

STIPULATION AND ~~[PROPOSED]~~
ORDER TO CONSOLIDATE
RECOLOGY, INC.'S MOTION TO
DISMISS AND CASE
MANAGEMENT CONFERENCE
HEARING TIMES

MOTION TO DISMISS

DATE: January 29, 2016

TIME: 10:00 ~~9:00~~ a.m.

CRTRM: 10

CASE MANAGEMENT
CONFERENCE

DATE: January 29, 2016

TIME: 3:00 p.m.

CRTRM: 10

PROPOSED COMBINED HEARING
TIME:

DATE: January 29, 2016

TIME: 10:00 ~~3:00 a.m.~~

CRTRM: 10

Complaint Filed: August 31, 2015

Trial Date: July 24, 2017

1 JT2 INTEGRATED RESOURCES, a)
California corporation,)
2 Counter-Claimant,)
3 vs.)
4 RECOLOGY, INC., f/k/a NORCAL)
WASTE SYSTEMS, INC., a California)
5 corporation; FLEMING & ASSOCIATES,)
a business entity of unknown form, a/k/a)
6 ED FLEMING COMPANY, a California)
corporation; SPECIALTY RISK)
7 SERVICES, LLC, a Delaware limited)
liability company,)
8 Counter-Defendants.)
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11 TO THE COURT, ALL APPEARING PARTIES, AND ALL ATTORNEYS OF
12 RECORD:

13 WHEREAS, Plaintiff Continental Casualty Company (“Plaintiff”) filed a
14 complaint against Defendant Recology, Inc., f/k/a Norcal Waste Systems, Inc.
15 (“Defendant”), in this action on August 31, 2015;

16 WHEREAS, Defendant’s Motion to Dismiss is currently set for 9:00 a.m. on
17 January 29, 2016;

18 WHEREAS, a further Case Management Conference is currently set for 3:00
19 p.m. on January 29, 2016;

20 WHEREAS, the Court indicated at the CMC on December 18, 2015 that the
21 further CMC was being set for January 29, 2016 for the convenience of the parties
22 because Defendant’s Motion to Dismiss was already set for that day; and

23 WHEREAS, Plaintiff and Defendant would like to combine the hearing on the
24 Motion to Dismiss and the CMC at 3:00 p.m. to avoid the necessity of two separate
25 appearances six hours apart.

26 NOW, THEREFORE, IT IS HEREBY STIPULATED by and between the
27 Parties hereto through their respective attorneys of record that the hearing on
28 Defendant’s Motion to Dismiss and the Case Management Conference should both be

1 heard at 3:00 p.m. on January 29, 2016.

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3 Dated: January 4, 2016 ROXBOROUGH, POMERANCE, NYE & ADREANI,
4 LLP

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6 By: /s/ Burton E. Falk
7 NICHOLAS P. ROXBOROUGH
8 BURTON E. FALK
9 CHARLES R. RONDEAU
10 Attorneys for Defendant and Third-Party Plaintiff
11 RECOLOGY, INC., f/k/a NORCAL WASTE
12 SYSTEMS, INC.

13

14 Dated: January 4, 2016 CARROLL, BURDICK & McDONOUGH LLP

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16 By: /s/ Geoffrey David Godwin
17 G. DAVID GODWIN
18 MEGAN C. HAMILTON
19 Attorneys for Plaintiff
20 CONTINENTAL CASUALTY COMPANY

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~~[PROPOSED]~~ ORDER

Based on the written stipulation of the parties, the hearing on Defendant's
Motion to Dismiss and the Case Management Conference will both be heard at ^{10:00}~~3:00~~
^{a.m.}~~p.m.~~ on January 29, 2016.

IT IS SO ORDERED.

DATED: 1/6/16



The Honorable Susan Illston
United States District Judge