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8 Attorneys for Plaintiff
9 HDI GLOBAL INSURANCE COMPANY

10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA

12 HDI GLOBAL INSURANCE COMPANY, an
Illinois corporation, ,
13 Plaintiff,
14
15 v.
16 ELIZABETH COURT LP, a California limited
partnership; WASHINGTON SQUARE
17 ASSETS LLC; RUSSELL B. FLYNN; and
DOES 1-30, inclusive, ,
18 Defendants.

Case No. 16-cv-00210-VC

STIPULATION AND ~~PROPOSED~~ ORDER:
(1) REQUESTING THE CONTINUANCE OF
THE JULY 7, 2016 MOTION HEARING DATE
AND AUGUST 2, 2016 FURTHER
TELEPHONIC STATUS CONFERENCE; AND
(2) SETTING A BRIEFING SCHEDULE FOR
THE PARTIES' CROSS-MOTIONS FOR
SUMMARY JUDGMENT ON HDI GLOBAL
INSURANCE COMPANY'S COMPLAINT
AS MODIFIED

Judge: Hon. Vince Chhabria

Complaint Filed: January 13, 2016

21 HDI GLOBAL INSURANCE COMPANY ("HDI Global") and ELIZABETH COURT
22 LP, by and through their attorneys of record, submit the instant stipulation and proposed order:

23 Whereas, on April 12, 2016, the parties attended a Telephonic Case Management
24 Conference, and the Court ordered that Cross Motions for Summary Judgment on Plaintiff HDI
25 Global's claims be heard on July 7, 2016 at 10:00 a.m. Additionally, the Court scheduled a
26 Further Telephonic Case Management Conference for August 2, 2016 at 2:30 p.m.

27 Whereas, the parties have agreed to mediate this matter during June 2016, and are in the
28 process of confirming the mediation date.

1 Whereas, the parties discussed the timing of the mediation session and the motion hearing
2 scheduled for July 7, 2016, and agreed that the mediation session would be more fruitful if the
3 motion hearing date was continued to August 18, 2016, or a date thereafter as is convenient for
4 the Court.

5 Whereas, the parties have agreed to a briefing schedule based on the proposed August 18,
6 2016 Cross Motion hearing date, as set forth below.

7 THEREFORE, Plaintiff HDI Global and Defendant Elizabeth Court LP hereby stipulate
8 and agree as follows:

- 9 • The Parties respectfully request that the hearing on the parties' Cross Motions for
10 Summary Judgment on HDI Global's Complaint be continued from July 7, 2016 to
11 August 18, 2016 at 10:00 a.m.;
- 12 • The Parties also respectfully request that the Further Telephonic Case Management
13 Conference be continued from August 2, 2016 to September 13, 2016 at 2:30 p.m.;
- 14 • The Parties also agree to the following briefing schedule based on the proposed
15 August 18, 2016 hearing date:
 - 16 ○ Last Day to File HDI Global's Opening Brief: June 23, 2016
 - 17 ○ Last Day to File Elizabeth Court LP's Opening/Opposition Brief: July 7,
18 2016
 - 19 ○ Last Day to File HDI Global's Opposition/Reply Brief: July 21, 2016
 - 20 ○ Last Day to File Elizabeth Court LP's Reply Brief: August 4, 2016

21
22 DATED: May 5, 2016

SELMAN BREITMAN LLP

23
24 By: /s/ Elisabeth M. D'Agostino
25 MEKA MOORE
26 JENNIFER REVITZ
27 ELISABETH M. D'AGOSTINO
28 Attorneys for Plaintiff
HDI GLOBAL INSURANCE COMPANY

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DATED: May 5, 2016

BRANSON, BRINKOP, GRIFFITH &
CAMPO, LLP

By: /s/ John R. Campo
JOHN R. CAMPO
Attorneys for Defendant and Counter-Claimant
ELIZABETH COURT LP

The filer of this document attests that she obtained authority from Mr. Campo to affix his e-signature hereto.

~~PROPOSED~~ ORDER AS MODIFIED

PURSUANT TO STIPULATION, THE COURT ORDERS AS FOLLOWS:

- (1) The hearing on the parties' Cross Motions for Summary Judgment on HDI Global's Complaint is continued to August 18, 2016 at 10:00 a.m.;
- (2) The Further Telephonic Case Management Conference is continued to September 13, 2016 at 2:30 p.m.;
- (3) The Parties shall submit briefing related to the August 18, 2016 motion hearing pursuant to the below briefing schedule:
 - o Last Day to File HDI Global's Opening Brief: June 23, 2016
 - o Last Day to File Elizabeth Court LP's Opening/Opposition Brief: July 7, 2016
 - o Last Day to File HDI Global's Opposition/Reply Brief: July 21, 2016
 - o Last Day to File Elizabeth Court LP's Reply Brief: August 4, 2016

No further continuances will be granted.

IT IS SO ORDERED.

Dated: May 6, 2016

