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7 Attorneys for Plaintiffs
 JOEL MANGIARACINA & RANEE CHALOEICHEEP

8 **UNITED STATES DISTRICT COURT**
 9 **NORTHERN DISTRICT OF CALIFORNIA – SAN FRANCISCO**

10
 11 JOEL MANGIARACINA and RANEE
 CHALOEICHEEP,

12 Plaintiffs,

13 v.

14 BNSF RAILWAY COMPANY, a corporation;
 15 NATIONAL RAILROAD PASSENGER
 CORPORATION dba AMTRAK; CONTRA
 16 COSTA TRANSPORTATION AUTHORITY;
 17 CONTRA COSTA COUNTY; and DOES 1 to 50,
 inclusive,

18 Defendants.

CASE NO. 3:16-cv-05270 JST
Complaint Filed: 7/29/16
Trial Date: May 14, 2018

**STIPULATION TO CONTINUE
 DEFENDANTS NATIONAL PASSENGER
 CORPORATION’S AND BNSF RAILWAY
 COMPANY’S MOTION TO JOIN
 NECESSARY PARTY**

Date: July 13, 2017
 Time: 2:00 p.m.
 Crtrm: 9 / 19th Floor

Assigned to Hon. Jon S. Tigar

1 **IT IS HEREBY STIPULATED AND AGREED** by and between Defendants BNSF
2 RAILWAY COMPANY (“BNSF”), NATIONAL RAILROAD PASSENGER CORPORATION
3 (“AMTRAK”), CONTRA COSTA COUNTY (“COUNTY”) and Plaintiffs JOEL MANGIARACINA
4 & RANEE CHALOEICHEEP (“PLAINTIFFS”), by and through their respective counsel, to continue
5 the currently scheduled Motion to Join Necessary Party as Voluntary or Involuntary Plaintiff [ECF No.
6 61] currently set for July 13, 2017, to August 10, 2017.

7 Good cause exists to grant a continuance of Defendants’ Motion to Join for the following
8 reasons:

9 a. Counsel for Plaintiffs, Paula A. Rasmussen, will be engaged in an Administrative Law
10 Judge Hearing in the matter of *Rothschild v. BNSF Railway Company*, Case No., 2017-FRS-00003
11 beginning July 11, 2017.

12 b. Counsel for Plaintiffs, Anthony S. Petru, will on a pre-planned vacation and out of town
13 beginning July 13, 2017

14 b. No party will be prejudiced by the requested continuance.

15 c. All parties have met and conferred and stipulated to an advancement of the hearing date.

16 Based on the foregoing, the parties respectfully request that the Court accept this stipulation and
17 issue an Order continuing AMTRAK’S and BNSF’S Motion to Join to August 10, 2017, or to a date
18 agreeable to the Court’s calendar thereafter.

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1 The parties attest that concurrence in the filing of the foregoing document was obtained from
2 each of the signatories below.

3 **IT IS SO STIPULATED**

4
5 DATED: June 14, 2017

HILDEBRAND, McLEOD & NELSON, LLP.

6
7 By: Paula Rasmussen

8 ANTHONY S. PETRU
9 PAULA RASMUSSEN
10 Attorneys for Plaintiffs
11 JOEL MANGIARACINA & RANEE
12 CHALOEICHEEP
13 FLESHER SCHAFF & SCHROEDER, INC.

14
15 DATED: June 14, 2017

16
17 By: Jeremy Schroeder

18 JACOB D. FLESHER, ESQ. – SBN 210565
19 JASON W. SCHAFF, ESQ. – SBN 244285
20 JEREMY J. SCHROEDER, ESQ. – SBN 223118
21 Attorneys for defendant,
22 NATIONAL RAILROAD PASSENGER
23 CORPORATION dba AMTRAK and BNSF
24 RAILWAY COMPANY

25
26 DATED: June 14, 2017

COUNTY OF CONTRA COSTA

27
28 By: Christopher Whitman

SHARON L. ANDERSON (SBN 94814)
County Counsel
CHRISTOPHER B. WHITMAN (SBN 223636)
Deputy County Counsel
Attorneys for Defendant
CONTRA COSTA COUNTY

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(PROPOSED ORDER)

Having reviewed and considered the parties' Stipulation to Continue and good cause thereby appearing.

IT IS HEREBY ORDERED that Defendants' Motion to Join Necessary Party currently scheduled on July 13, 2017 is continued to August 10, 2017 at 2:00 p.m. in Courtroom 9.

DATED: June 15, 2017



Honorable Jon S. Tigar
United States District Judge