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 E.S. WEST COAST, LLC,
 ENERGY SYSTEMS

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 10 UNITED STATES DISTRICT COURT
 11 NORTHERN DISTRICT OF CALIFORNIA – SAN FRANCISCO

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 13 THOMAS R. KELLY
 14 Plaintiff,

15 v.

16 WORTH HOLDINGS, LLC; E.S. WEST
 17 COAST, LLC individually and doing
 business as ENERGY SYSTEMS and DOES
 18 1-20,
 19 Defendants.

) Case No.: 3:17-cv-02466-EMC
)
) Action Filed: March 28, 2017

) **STIPULATION TO EXTEND DEADLINE TO**
) **COMPLETE SETTLEMENT CONFERENCE**
) **AND [~~PROPOSED~~] ORDER**

) Trial Date: January 14, 2019
) Courtroom: 5, 17th Floor
) Judge: Hon. Edward M. Chen

1 Plaintiff Thomas R. Kelly (“Plaintiff” or “Mr. Kelly”) and Defendants E.S. West Coast, LLC dba
2 Energy Systems (“E.S. West Coast”) and Worth Holdings, LLC (“Worth Holdings”) (collectively
3 referred to as “Defendants”) hereby submit this Joint Stipulation to Extend the Deadline to Complete
4 Mediation, and the Proposed Order.

5 On April 24, 2018, the Parties were ordered to complete a settlement conference before July
6 25, 2018. On April 30, 2018, the Court set a telephonic Scheduling Conference on May 4, 2018 to
7 set a date for the Scheduling Conference. Parties were to communicate with their clients regarding
8 availability before the telephone conference and must provide firm dates which they and their clients
9 could attend. On May 4, 2018, the Parties’ attorneys appeared by telephone before United States
10 Magistrate Judge Sallie Kim. Following discussion, the Parties agreed to July 6, 2018 as the
11 settlement conference date. Subsequently, Defendants advised they were not available for July 6,
12 2018. The Parties then met and conferred to find additional dates to provide to the Court.

13 Several scheduling conflicts necessitate extending the deadline to complete the settlement
14 conference beyond July 25, 2018. Specifically, Magistrate Judge Sallie Kim is in trial from July 10th
15 through July 13th, is out on the weeks of July 16 and 23 and has her weekly calendar on Mondays, so
16 she is unavailable on May 21, June 4, June 11, June 18, June 25, July 2, July 9, July 30, and August
17 6; of the dates when Judge Kim is available, Plaintiff and his counsel Michael Miller are available on
18 July 11, July 13, July 30, August 2 and August 7, 2018 ; a key decision-maker from E.S. West
19 Coast, LLC will be on vacation throughout the week of the Fourth of July; and Defense counsel
20 has preexisting depositions that week as well; Defense counsel is also scheduled to begin a 7 to 10
21 day trial on July 16th; and.

22 Based on all of these scheduling conflicts, Judge Kim has rescheduled the settlement
23 conference to August 7, 2018. Therefore, the Parties request an extension on the deadline to
24 complete the Court ordered settlement conference from July 25, 2018 to August 7, 2018.

25 By signing this Stipulation to Extend the Deadline to Complete the Settlement Conference
26 and [Proposed] Order, the counsel for each party listed below concur in its filing. This document is
27 being filed through the Electronic Case Filing system by attorney Michael G. Miller. By his
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1 signature, he attests that Plaintiff has obtained concurrence in the filing of this document from each
2 counsel signing the stipulation, pursuant to Civil Local Rule 5-1.
3

4 DATED: May 30, 2018

5 PERRY, JOHNSON, ANDERSON,
6 MILLER & MOSKOWITZ, LLP

KAUFMAN DOLOWICH
& VOLUCK, LLP

7 /s/ Michael G. Miller

/s/ Brandon Kahoush

8 Michael G. Miller

Brandon Kahoush

9 Attorneys for Plaintiff

Attorneys for Defendants

THOMAS R. KELLY

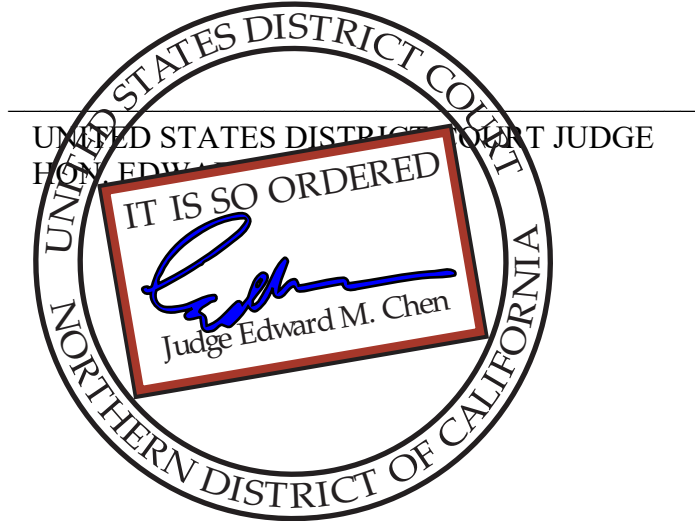
WORTH HOLDINGS, LLC, E.S. WEST
COAST, LLC, ENERGY SYSTEMS

[PROPOSED] ORDER

The above STIPULATION TO EXTEND THE DEADLINE TO COMPLETE SETTLEMENT CONFERENCE & PROPOSED ORDER is approved this case and all parties shall comply with its provisions. [In addition, the Court makes the further orders stated below:]

IT IS SO ORDERED.

DATED: May 31, 2018



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