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 SCHNEIDER ELECTRIC BUILDINGS AMERICAS, INC.

11
 12 UNITED STATES DISTRICT COURT
 13 NORTHERN DISTRICT OF CALIFORNIA
 14

15 BOARD OF TRUSTEES OF THE SHEET
 16 METAL WORKERS LOCAL 104 HEALTH
 CARE TRUST;
 17 SHEET METAL WORKERS PENSION TRUST
 18 OF NORTHERN CALIFORNIA;
 19 SHEET METAL WORKERS LOCAL 104
 20 SUPPLEMENTAL PENSION FUND;
 21 SHEET METAL WORKERS LOCAL 104
 VACATION-HOLIDAY SAVINGS FUND;
 22 SHEET METAL WORKERS LOCAL 104 AND
 BAY AREA INDUSTRY TRAINING FUND;
 23 RICK WERNER, TRUSTEE; and
 24 SHEET METAL WORKERS INTERNATIONAL
 ASSOCIATION LOCAL UNION 104,
 25
 26 Plaintiffs,

Case No. 3:17-cv-02567-RS

**STIPULATED REQUEST AND
~~PROPOSED~~ ORDER FOR FURTHER
 CONTINUANCE OF CASE
 MANAGEMENT CONFERENCE,
 DEADLINE FOR DEFENDANT TO
 RESPOND TO COMPLAINT, AND
 DEADLINE TO SELECT ADR PROCESS
 AND FILE ADR STIPULATIONS
 AS MODIFIED BY THE COURT**
 Complaint Filed: May 4, 2017

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 28 STIPULATED REQUEST AND [PROPOSED] ORDER FOR FURTHER CONTINUANCE OF CASE
 MANAGEMENT CONFERENCE, DEADLINE FOR DEFENDANT TO RESPOND TO COMPLAINT, AND
 DEADLINE TO SELECT ADR PROCESS AND FILE ADR STIPULATIONS

1 v.

2 SCHNEIDER ELECTRIC BUILDINGS
3 AMERICAS, INC., a Delaware corporation.,

4 Defendant.

5
6 Pursuant to Civil Local Rules 6-1(b), 6-2, and 7-12, and 16-2(e), and ADR Local Rule 3-5,
7 Plaintiffs BOARD OF TRUSTEES OF THE SHEET METAL WORKERS LOCAL 104 HEALTH
8 CARE TRUST; SHEET METAL WORKERS PENSION TRUST OF NORTHERN CALIFORNIA;
9 SHEET METAL WORKERS LOCAL 104 SUPPLEMENTAL PENSION FUND; SHEET METAL
10 WORKERS LOCAL 104 VACATION-HOLIDAY SAVINGS FUND; SHEET METAL WORKERS
11 LOCAL 104 AND BAY AREA INDUSTRY TRAINING FUND; RICK WERNER, TRUSTEE; and
12 SHEET METAL WORKERS INTERNATIONAL ASSOCIATION LOCAL UNION 104,
13 (collectively, "Plaintiffs") and Defendant SCHNEIDER ELECTRIC BUILDINGS AMERICAS, INC.
14 ("Defendant") (collectively, "the Parties"), by and through their counsel, HEREBY STIPULATE AND
15 AGREE AS FOLLOWS:

16 WHEREAS, presently, the deadline for the parties to select an ADR process or file a notice of
17 need for ADR phone conference was December 5, 2017. The deadline for Defendant to respond to
18 Plaintiffs' Complaint is December 15, 2017, and an initial Case Management Conference is scheduled
19 for December 21, 2017.

20 WHEREAS, the Parties are in the process of negotiating a potential resolution to this action.
21 Due to the fact that the negotiation and settlement process requires input from Plaintiff's Board of
22 Trustees and to other scheduling difficulties, the negotiation of a potential settlement and
23 accompanying paperwork is not yet complete. A few weeks ago, Plaintiffs presented to Defendant a
24 proposed declaration as part of Plaintiffs' settlement proposal, which at this time is under consideration
25 with Defendant. The Parties are working diligently and in good faith to complete a settlement, and
26 hope to reach an agreement within the next sixty days. In the interest of conserving judicial and party
27 resources while the Parties continue to attempt to settle this matter, the Parties respectfully request that

1 **[PROPOSED] ORDER**

2 **PURSUANT TO STIPULATION, IT IS SO ORDERED**, the Court grants the Parties'
3 Stipulated Request and sets the following deadlines in this matter:

4 February 5, 2018: Deadline for the parties to select an ADR process of file a notice of need for
5 ADR conference;

6 February 15, 2018: Deadline for Defendant to respond to the Complaint; and

7 ~~February 22, 2018~~
8 **March 8, 2018**

9 **February 22, 2018**, 10:00 a.m.: Case Management Conference.

10 All other related deadlines shall be continued accordingly.

11 DATED: 12/8/17



12 District Judge Richard Seeborg