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10 Attorneys for Defendant  
 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  
 SUPPLEMENTAL PENSION FUND;  
 20 SHEET METAL WORKERS LOCAL 104  
 21 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 Plaintiffs,

26 v.  
 27

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

**STIPULATED REQUEST AND  
~~PROPOSED~~ ORDER CONTINUING  
 DEADLINE TO FILE STIPULATION OF  
 DISMISSAL AND RELATED ORDER TO  
 SHOW CAUSE HEARING**

Complaint Filed: May 4, 2017

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28 STIPULATED REQUEST AND [PROPOSED] ORDER CONTINUING DEADLINE TO FILE STIPULATION OF  
 DISMISSAL AND RELATED ORDER TO SHOW CAUSE HEARING

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

3 Defendant.  
4

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

15 WHEREAS, on March 2, 2018, the Court issued a Standby Order Of Dismissal (the "Order")  
16 (Docket No. 35), ordering the Parties to file a stipulation of dismissal by April 19, 2018. The Order  
17 specified that if a stipulation of dismissal was not filed by April 19, 2018, the parties were ordered to  
18 appear on April 26, 2018 at 1:30 p.m. and show cause why the case should not be dismissed.

19 WHEREAS, to date, Plaintiffs have executed the settlement agreement negotiated by the Parties.  
20 The week of April 9, 2018, in response to an inquiry from a representative of Defendant, Plaintiffs  
21 confirmed the appropriate mailing address for the settlement check. Defendants represent that due to  
22 internal financial processing systems, it has taken longer than anticipated to process the settlement check  
23 in this matter. Defendant expects to issue and mail the settlement check by early the week of April 23,  
24 2108. Defendant's signatory for the settlement agreement is currently unavailable to sign the settlement  
25 agreement, but Defendant expects that the signatory will do so when the signatory returns to the office  
26 on April 20, 2018. Defendant respectfully requests a brief extension of the deadlines specified in the  
27 Court's March 2, 2018 Order.  
28

1 NOW THEREFORE, the Parties respectfully request that the Court extend the deadlines stated  
2 in the Court's March 2, 2018 Order as follows:

3 May 17, 2018: Deadline for the Parties to file a stipulation of dismissal; and

4 May 24, 2018, 1:30 p.m.: Hearing to Show Cause on Dismissal.

5 IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.

6 DATED: April 18, 2018

Respectfully submitted,

7 SEYFARTH SHAW LLP

8  
9 By: /s/ Michelle M. Scannell  
10 Kathleen Cahill Slaught  
11 Michelle Scannell  
12 Attorneys for Defendant  
13 SCHNEIDER ELECTRIC BUILDINGS AMERICAS,  
14 INC.

15 DATED: April 18, 2018

Respectfully submitted,

16 SALTZMAN & JOHNSON LAW CORPORATION

17 By: /s/ Matthew P. Minser  
18 Michele R. Stafford  
19 Matthew P. Minser  
20 Attorneys for Plaintiffs  
21 BOARD OF TRUSTEES OF THE SHEET METAL  
22 WORKERS LOCAL 104 HEALTH CARE TRUST;  
23 SHEET METAL WORKERS PENSION TRUST OF  
24 NORTHERN CALIFORNIA; SHEET METAL  
25 WORKERS LOCAL 104 SUPPLEMENTAL PENSION  
26 FUND; SHEET METAL WORKERS LOCAL 104  
27 VACATION-HOLIDAY SAVINGS FUND; SHEET  
28 METAL WORKERS LOCAL 104 AND BAY AREA  
INDUSTRY TRAINING FUND; RICK WERNER,  
TRUSTEE; and SHEET METAL WORKERS  
INTERNATIONAL ASSOCIATION LOCAL UNION  
104

**SIGNATURE ATTESTATION**

The filer of this stipulation, Michelle Scannell, attests that concurrence in the filing of this  
document has been obtained from counsel for Plaintiffs.

1 DATED: April 18, 2018

SEYFARTH SHAW LLP

2  
3 By:                   /s/ Michelle M. Scannell                  

Kathleen Cahill Slaught

Michelle Scannell

Attorneys for Defendant

SCHNEIDER ELECTRIC BUILDINGS

AMERICAS, INC.

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1 **[PROPOSED] ORDER**

2 **PURSUANT TO STIPULATION**, the Court grants the Parties' Stipulated Request and  
3 continues the deadlines in this matter as follows:

4 June 7,  
~~May 17~~, 2018: Deadline for the Parties to file a stipulation of dismissal; and  
5 June 14,  
~~May 24~~, 2018, 1:30 p.m.: Hearing to Show Cause on Dismissal

6 **IT IS SO ORDERED.**

7 DATED: \_\_\_\_\_



8 District Judge Richard Seeborg