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 24 AND WELFARE TRUST FUND FOR
 25 NORTHERN CALIFORNIA, ET AL.

26 UNITED STATES DISTRICT COURT
 27 NORTHERN DISTRICT OF CALIFORNIA

28 OPERATING ENGINEERS HEALTH
 AND WELFARE TRUST FUND FOR
 NORTHERN CALIFORNIA, et al.,

Plaintiff,

vs.

CHESTER BROSS CONSTRUCTION
 COMPANY, et al.,

Defendants.

Case No. 3:19-cv-08140-RS

**STIPULATION AND
 ORDER FOR FURTHER CONTINUANCE
 OF CASE MANAGEMENT
 CONFERENCE AND RELATED
 DEADLINES (L.R. 6-2)**

Pursuant to Civil Local Rules 6-2 and 7-12, Plaintiffs Operating Engineers
 Health And Welfare Trust Fund For Northern California et al. ("OEHW") and Defendants

1 Chester Bross Construction Company and Mark Bross (“Chester Bross”), by and through
2 their counsel, hereby stipulate to continue the Case Management Conference and associated
3 deadlines as follows:

4 WHEREAS, on December 13, 2019, Plaintiffs filed a complaint titled
5 *Operating Engineers Health And Welfare Trust Fund For Northern California, et al., v.*
6 *Chester Bross Construction Company et al.*, (ECF 1), and Chester Bross Construction
7 Company was served with the summons and complaint on January 7, 2020 (ECF 9);

8 WHEREAS, defendants filed their Answer to the Complaint on June 4, 2020
9 (ECF 30);

10 WHEREAS, the Parties have been engaged in settlement discussions which
11 may result in a resolution of this case without further judicial intervention;

12 WHEREAS, an additional 60-90 days will likely lead to a final resolution of
13 settlement negotiations, which will not be complete before the upcoming Case Management
14 Conference. The Parties are hopeful that the matter will be resolved and a dismissal will be
15 filed within the next 60-90 days. If the matter does not resolve, Plaintiffs intend to file a
16 Motion for Summary Judgment and intend to have the Motion filed and scheduled for hearing
17 within 90 days should the matter not settle;

18 WHEREAS, there are no issues that need to be addressed by this Court at the
19 upcoming Case Management Conference since settlement negotiations have not concluded;

20 WHEREAS, the interest of conserving costs as well as the Court’s time and
21 resources is best served by continuing the Case Management Conference;

22 NOW, THEREFORE, IT IS HEREBY STIPULATED by and between the
23 parties through their counsel that the Initial Case Management Conference be continued to
24 from December 3, 2020 at 10:00 a.m. for 60-90 days or as soon thereafter is convenient for
25 the Court, and the associated deadlines to file the Rule 26(f) Report and complete initial
26 disclosures or state objection in Rule 26(f) Report be continued accordingly.

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IT IS SO STIPULATED.

Dated: November 19, 2020

SALTZMAN & JOHNSON LAW CORPORATION

By: /s/ Michele R. Stafford
Michele R. Stafford

Attorneys for Operating Engineers' Health And Welfare Trust Fund, et al.

Dated: November 19, 2020

ROGERS JOSEPH O'DONNELL

By: /s/ Lauren Kramer Sujeth
Lauren Kramer Sujeth

Attorneys for Defendants
CHESTER BROSS CONSTRUCTION COMPANY, et al.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

The currently set Case Management Conference is hereby continued to
March 4, 2021 at 10:00 am, and all previously set deadlines and
dates related to this case are continued accordingly.

All parties shall appear telephonically and must contact Court Conference at (866) 582-6878 at
least one week prior to the Conference to arrange their participation

Dated: November 20, 2020

By: 
HONORABLE RICHARD SEEBORG