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 8 UNITED STATES DISTRICT COURT  
 9 NORTHERN DISTRICT OF CALIFORNIA  
 10 SAN FRANCISCO DIVISION

12 UNITED STATES FIDELITY AND  
 GUARANTY COMPANY, et al.,

13 Plaintiffs,

14 v.

15 THE SCOTT COMPANIES, INC., et al.,

16 Defendants.

Case No. CV-03-5376- SBA  
 CV-06-5590-EMC

**STIPULATION TO CONTINUE THE  
 FEBRUARY 23, 2011 CONTINUED  
 HEARING ON PLAINTIFFS' MOTION  
 FOR ORDER TO SELL SECURITIES TO  
 PARTIALLY SATISFY PLAINTIFFS'  
 JUDGMENT AGAINST JOSEPH  
 GUGLIELMO; [PROPOSED] ORDER  
 THEREON**

18 Date: February 23, 2011  
 19 Time: 10:30 a.m.  
 Judge: Magistrate Edward M. Chen  
 20 Courtroom: C-15th Floor

21 Plaintiffs United States Fidelity and Guaranty Company, Fidelity and Guaranty Insurance  
 22 Company, St. Paul Fire and Marine Insurance Company and St. Paul Medical Liability Insurance  
 23 Company (collectively, "St. Paul") and Judgment Debtor Joseph Guglielmo ("Guglielmo"),  
 24 through their respective counsel, hereby stipulate and agree as follows:

25 WHEREAS:

26 A. St. Paul's Motion for Order to Sell Securities to Partially Satisfy Plaintiffs'

27 Judgment Against Joseph Guglielmo ("Motion") was heard by this Court on January 4,  
 28 2011 at or about 10:30 a.m.

1           B.       In its January 11, 2011 Order on the Motion (“Schwab Account Order”), the Court  
2 ordered that information regarding a certain account maintained by Guglielmo at Charles Schwab  
3 & Co., Inc. be exchanged with St. Paul. Further, the Court ordered that the parties submit further  
4 briefing regarding Guglielmo’s need for the funds on February 16, 2011, and set a further hearing  
5 regarding Plaintiffs’ Motion on February 23, 2011 at 10:30 a.m.

6           C.       On January 14, 2011, St. Paul sent Guglielmo a letter demanding that Guglielmo  
7 provide certain documents and information pertaining to his financial condition by January 28,  
8 2011 in accordance with the Schwab Account Order (“St. Paul Letter Demand”).

9           D.       St. Paul and Guglielmo are presently actively engaged in discussions which may,  
10 if successful, ultimately resolve the entire dispute between them, and thereby obviate the need for  
11 the information sought in the St. Paul Letter Demand, the additional submissions to this Court  
12 and the continued hearing on the Motion.

13           **WHEREFORE,**

14           To allow St. Paul and Guglielmo to complete their discussions without potentially  
15 unnecessarily incurring additional expenses and to avoid the potentially unnecessarily  
16 expenditure of the resources of this Court, St. Paul and Guglielmo agree to continue:

17           1.       The hearing on St. Paul’s Motion from February 23, 2011 by thirty (30)  
18 days (to March 25, 2011), as the Court’s calendar may permit;

19           2.       St. Paul’s and Guglielmo’s submission of additional briefing in accordance  
20 with the Court’s Schwab Account Order from February 16, 2011 to two (2) weeks before  
21 the continued hearing date on the Motion (to March 11, 2011); and  
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3. The deadline for Guglielmo to provide to St. Paul the documentation and information demanded by St. Paul in its St. Paul Letter Demand to twenty-two (22) days before the continued hearing date on the Motion (to February 21, 2011).

IT IS SO STIPULATED.

Dated: February 1, 2011

WATT, TIEDER, HOFFAR & FITZGERALD, L.L.P.

By: /s/ David R. Johnson  
Michael G. Long  
David R. Johnson  
Counsel for Plaintiffs

Dated: February 1, 2011

LAW OFFICES OF JAMES M. SULLIVAN, INC.

By: /s/ James Sullivan  
James Sullivan  
Counsel for Joseph Guglielmo

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**ORDER**

After considering the Stipulation of the parties, and good cause existing therefore, IT IS  
HEREBY ORDERED THAT:

1. The hearing on St. Paul's Motion is continued from February 23, 2011 at  
10:30 a.m. to March 23, 2011 at 10:30 a.m./~~p.m.~~;

2. The deadline for St. Paul and Guglielmo to submit additional briefing in  
accordance with the Court's January 11, 2011 Schwab Account Order is continued from  
February 16, 2011 to March 9, 2011.

3. The deadline for Guglielmo to provide to St. Paul the documentation and  
information demanded by St. Paul in its St. Paul Letter Demand is  
February 21, 2011.

**IT IS SO ORDERED**

Dated: February 1, 2011



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