

1 WILLIAM E. GILG  
 2 Attorney at Law, SBN 151991  
 3 305 San Bruno Avenue West  
 4 San Bruno, CA 94066  
 5 650-871-8647  
 6 650- 873-3168 (fax)

7 Attorney for Debtor,  
 8 Ramin Yeganeh

**RECEIVED**

MAY - 3 2006

RICHARD W. WIEKING  
 CLERK, U.S. DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 OAKLAND

**FILED**

MAY - 5 2006

RICHARD W. WIEKING  
 CLERK, U.S. DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 OAKLAND

9 UNITED STATES DISTRICT COURT  
 10 NORTHERN DISTRICT OF CALIFORNIA

11 In re RAMIN YEGANEH,

12 Debtor.

) Case No. C 062788 CW  
 ) Bankruptcy No. 05-30047 TEC  
 )  
 ) STIPULATION RE TIME FOR  
 ) **EMERGENCY MOTION**  
 ) BY DEBTOR FOR STAY  
 ) PENDING HIS APPEAL OF  
 ) BANKRUPTCY COURT'S "ORDER  
 ) AUTHORIZING COMPROMISE"  
 ) ENTERED ON APRIL 10, 2006  
 )  
 ) [Local Rules 6-2, 7-12]  
 )  
 )  
 ) Date: May 12, 2006  
 ) Time: 10:00 AM  
 ) Courtroom: 2  
 ) Judge: Claudia Wilken

23 The parties in the above-entitled proceeding, Charles E. Sims the trustee and  
 24 respondent, represented by Charles Maher, Esq., of Luce Forward, Hamilton & Scripps,  
 25 LLP, the debtor and appellant, Ramin Yeganeh (hereinafter "Yeganeh"), represented by  
 26 William Gilg, Esq., and the creditors, represented by Jeffry A. Davis, Esq., of DLA Piper  
 27 Rudnick Gray Cary, US LLP, hereby stipulate that the hearing on Yeganeh's Emergency  
 28 Motion for a stay pending his appeal from the Bankruptcy Court's "Order Authorizing

1 Compromise”, may be held in this United States District Court on May 12, 2006 at 10:00  
2 AM before The Honorable Claudia Wilken in Courtroom 2 of the above-entitled court.  
3

4  
5 DECLARATION RE LOCAL RULE 6-2

6 I, WILLIAM E. GILG, declare as follows:

7 1. This is an appeal from a final order issued by the Bankruptcy Court of the  
8 Northern District of California, the Honorable Thomas E. Carlson presiding. This order  
9 titled “Order Authorizing Compromise” was entered in the Bankruptcy Court on April  
10 10, 2006. On April 17, 2006, the debtor, Ramin Yeganeh (hereinafter “Yeganeh”), filed  
11 a notice of appeal and an election to have said appeal heard by this District Court.  
12

13 2. Also on April 17, 2006, Yeganeh filed an emergency motion with the  
14 Bankruptcy Court requesting a stay of enforcement of that court’s “Order Authorizing  
15 Compromise” pending his appeal from same. On April 28, 2006, a hearing was held in  
16 the Bankruptcy Court before the Honorable Thomas E. Carlson. Judge Carlson denied  
17 Yeganeh’s motion for a stay but did issue a temporary stay so that Yeganeh could apply  
18 to this District Court for a stay pending his appeal. This temporary stay was only to and  
19 including May 12, 2006.  
20


21 3. The reasons for this shortening of time for Yeganeh’s Emergency Motion is  
22 that since Local Rule 7-2 provides for a normal hearing period of 35 days after service,  
23 Yeganeh would not be able to have the hearing on his Emergency Motion heard by May  
24 12, 2006 without a shortened time period.  
25  
26  
27  
28

1 4. There have been no other time modifications in this matter in this District  
2 Court. This requested time modification will have no effect on the time periods for the  
3 prosecution of Yeganeh's appeal with this District Court.  
4

5 5. The parties stipulate that all moving, opposing, and reply papers will be served  
6 by both fax and first-class mail. Yeganeh's moving papers will be so served and filed by  
7 May 3, 2006. All opposition papers may be so served and filed by May 8, 2006. Any  
8 reply will be so served and filed by May 10, 2006. *The matter will be decided*  
9 *on the papers.*

10 6. The above-referenced parties additionally stipulate that a faxed signature will  
11 have the same affect as an original signature.

12 I declare under penalty of perjury under the laws of the United States of America  
13 and the State of California that the foregoing is true and correct. Executed at San Bruno,  
14 California on May 2, 2006.

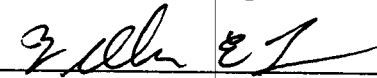
15  
16 /S/   
WILLIAM E. GILG, Attorney for Yeganeh/Appellant

17 IT IS SO STIPULATED:

18  
19 May 2, 2006

20 /S/  
CHARLES MAHER, ESQ.  
Attorney for Trustee/Respondent

21 May 2, 2006

22 /S/   
WILLIAM E. GILG, ESQ.  
Attorney for Yeganeh/Appellant

23 May 2, 2006

24 /S/  
JEFFRY A. DAVIS, ESQ.  
Attorney for Creditors

25  
26 IT IS SO ORDERED.

27 Dated: 5/5/06

28 /S/ CLAUDIA WILKEN  
JUDGE OF THE U.S. DISTRICT COURT

1 4. There have been no other time modifications in this matter in this District  
2 Court. This requested time modification will have no effect on the time periods for the  
3 prosecution of Yeganeh's appeal with this District Court.

4 5. The parties stipulate that all moving, opposing, and reply papers will be served  
5 by both fax and first-class mail. Yeganeh's moving papers will be so served and filed by  
6 May 3, 2006. All opposition papers may be so served and filed by May 8, 2006. Any  
7 reply will be so served and filed by May 10, 2006.

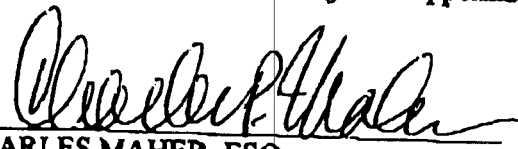
8 6. The above-referenced parties additionally stipulate that a faxed signature will  
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10 I declare under penalty of perjury under the laws of the United States of America  
11 and the State of California that the foregoing is true and correct. Executed at San Bruno,  
12 California on May 2, 2006.

13 /S/  
14 WILLIAM E. GILG, Attorney for Yeganeh/Appellant

15 IT IS SO STIPULATED:

16 May 2, 2006

17 /S/   
18 CHARLES MAHER, ESQ.  
19 Attorney for Trustee/Respondent

20 May 2, 2006

21 /S/  
22 WILLIAM E. GILG, ESQ.  
23 Attorney for Yeganeh/Appellant

24 May 2, 2006

25 /S/  
26 JEFFRY A. DAVIS, ESQ.  
27 Attorney for Creditors

28 IT IS SO ORDERED.

Dated: 5/5/06

/S/ CLAUDIA WILKEN  
JUDGE OF THE U.S. DISTRICT COURT