

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA *ex rel.*  
RICHARD WILSON and CHRIS MARANTO,

Plaintiff,

v.

MAXXAM INC., a Delaware corporation; THE  
PACIFIC LUMBER COMPANY, a Delaware  
corporation; SCOTIA PACIFIC COMPANY  
LLC, a Delaware limited liability company;  
SALMON CREEK LLC, a Delaware limited  
liability company; CHARLES E. HURWITZ, an  
individual,

Defendants.

Case No. C-06-7497 CW (JCS)

**STIPULATION AND ORDER  
EXTENDING PRETRIAL FILING  
DEADLINE**

Judge: Honorable Claudia Wilken  
Place: Courtroom 2, 4th Floor

Complaint Filed: December 7, 2006  
Trial Date: April 20, 2009

1 TO THE COURT AND ALL PARTIES AND THEIR COUNSEL OF RECORD:

2 IT IS HEREBY STIPULATED by and between the parties and their respective counsel of  
3 record, Philip L. Gregory, attorney for relators Richard Wilson and Chris Maranto on behalf of  
4 Plaintiff United States of America (collectively, "Plaintiff"), and Brian J. Martinez, attorney for  
5 Defendants MAXXAM Inc. and Charles Hurwitz (collectively, "Defendants"), that:

6 WHEREAS, Paragraph 3 of this Court's Order for Pretrial Preparation provides that the  
7 parties shall file a Joint Pretrial Conference Statement and related trial materials not less than 10  
8 days prior to the Pretrial Conference;

9 WHEREAS, by Order dated March 24, 2009, this Court postponed the Pretrial Conference  
10 from April 7 to April 10, 2009; and

11 WHEREAS, the parties request additional time to meet and confer and finalize their  
12 pretrial submissions.

13 NOW, THEREFORE, counsel for the parties hereby stipulate and request that the Court  
14 enter an order as follows:

15 1. The deadline for the parties to file the materials set forth in Paragraph 3 of the  
16 Court's Order for Pretrial Preparation<sup>1</sup> shall be extended from March 27 to March 31, 2009.

17 The parties respectfully request that the Court approve this Stipulation.

18

19

20

21

22

23

24

25

---

26 <sup>1</sup> Those materials consist of (i) the Joint Pretrial Conference Statement, (ii) exhibit lists  
27 and objections, (iii) witness lists, (iv) discovery designations and objections, (v) trial briefs, (vi)  
28 motions *in limine*, (vii) proposed voir dire questions, (viii) proposed jury instructions, and (ix)  
proposed verdict forms.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

Dated: March 25, 2009

COTCHETT, PITRE & McCARTHY

By: /s/ Philip L. Gregory  
Philip L. Gregory

Attorneys for Plaintiff THE UNITED STATES OF  
AMERICA ex rel. RICHARD WILSON and  
CHRIS MARANTO

Dated: March 25, 2009

MORRISON & FOERSTER LLP

By: /s/ Brian J. Martinez  
Brian J. Martinez

Attorneys for Defendants MAXXAM INC. and  
CHARLES E. HURWITZ

*I, Philip L. Gregory, am the ECF User whose ID and password are being used to file this  
Stipulation and [Proposed] Order. Pursuant to General Order 45, I hereby attest that Brian J.  
Martinez has concurred in this filing.*

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**ORDER**

Pursuant to the stipulation of the parties, IT IS SO ORDERED.

3/25/09

Dated: \_\_\_\_\_



\_\_\_\_\_  
HONORABLE CLAUDIA WILKEN  
United States District Judge  
Northern District of California