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10 Attorneys for MAYHEW CENTER, LLC
 and DEAN DUNIVAN

12 UNITED STATES DISTRICT COURT
 13 NORTHERN DISTRICT OF CALIFORNIA
 14 OAKLAND DIVISION

15 WALNUT CREEK MANOR, LLC,
 16 Plaintiff,
 17 vs.
 18 MAYHEW CENTER, LLC; and DEAN
 DUNIVAN,
 19 Defendants.

Case No. 4:07-cv-5664 CW

STIPULATION AND ORDER
CONTINUING STATUS CONFERENCE

20
 21 AND RELATED CROSS-ACTION.

22 AND RELATED CASE:
 23 MAYHEW CENTER, LLC; and DEAN
 DUNIVAN,
 24 Plaintiff,
 25 vs.
 26 NORMA BEARD,
 27 Defendant.

Case No. 4:10-cv-0527 CW

1 **STIPULATION**

2 WHEREAS, on April 22, 2010, the Court referred the parties in these two consolidated cases to
3 Magistrate Judge Spero for a settlement conference and set the cases for a status conference on July 13,
4 2010;

5 WHEREAS, Magistrate Judge Spero noticed the settlement conference for June 21, 2010;

6 WHEREAS, on the stipulation of the parties, Magistrate Judge Spero continued the settlement
7 conference to July 14, 2010, and the Court continued the status conference to July 27, 2010;

8 WHEREAS, the parties reached an agreement in principle to resolve the two consolidated cases
9 at the settlement conference with Magistrate Judge Spero on July 14, 2010;

10 WHEREAS, at the conclusion of the settlement conference, Magistrate Judge Spero ordered the
11 parties to return for a further settlement conference if they are unable finalize the specific terms and
12 conditions to effectuate an agreement before then;

13 WHEREAS, on July 16, 2010, Magistrate Judge Spero issued an order setting the further
14 settlement conference on August 23, 2010;

15 WHEREAS, on July 19, 2010, the Court referred the parties to the consolidated *Mayhew*
16 *Center v. Beard* action to Magistrate Judge Spero for a settlement conference;

17 IT IS HEREBY STIPULATED AND AGREED, by and among the undersigned, subject to
18 approval of the Court, that the status conference in the two consolidated cases is continued to
19 September 21, 2010, at 2:00 p.m.

20 IT IS SO STIPULATED.

21 Dated: July 20, 2010

/s/ Aaron Myers

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Counsel for Mayhew Center, LLC and Dean Dunivan

27 Dated: July 20, 2010

/s/ Brian A. Kelly

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Counsel for Walnut Creek Manor, LLC

5 Dated: July 20, 2010

/s/ Edward L. Seidel

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Counsel for Norma Beard

12 **ORDER**

13 Upon the stipulation of the parties, and good cause appearing, the status conference presently
14 set for July 27, 2010, is continued to September 21, 2010, at 2:00 p.m.

15 IT IS SO ORDERED.

16 Dated: 7/22/2010

17 
18 The Honorable Claudia Wilken
19 United States District Court