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20 Attorney for Defendant  
 21 SPECIALTY NATIONAL INSURANCE COMPANY

22 **UNITED STATES DISTRICT COURT**  
 23 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

24 CITY OF DALY CITY,  
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 26 Plaintiff,  
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 28 v.  
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 30 SPECIALTY NATIONAL INSURANCE  
 31 COMPANY,  
 32  
 33 Defendant.

CASE NO. C 08-03603 CW  
**STIPULATION AND ~~PROPOSED~~—  
 ORDER TO CONTINUE THE INITIAL  
 CASE MANAGEMENT CONFERENCE  
 AND THE DEADLINE TO FILE THE  
 RULE 26(f) REPORT AND JOINT CASE  
 MANAGEMENT STATEMENT**

34 All parties, by and through their respective counsel, hereby stipulate to continue the Initial  
 35 Case Management Conference and deadline to file the Rule 26(f) Report and Case Management  
 36 Statement as follows:  
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**I.  
RECITALS**

1. Pursuant to the Court's Order Setting Initial Case Management Conference and Deadlines issued on July 28, 2008, the Initial Case Management Conference is scheduled for November 4, 2008 in Courtroom 2 at 2:00 p.m.

2. On September 17, 2008, Defendant Specialty National filed a motion to dismiss for failure to state a claim pursuant to FRCP, Rule 12(b)(6). The hearing on Specialty National's motion to dismiss is currently set for November 6, 2008 in Courtroom 2 at 2:00 p.m.

3. In an effort to conserve judicial resources and time, the parties respectfully request that the Court continue the Initial Case Management Conference to the same date and time as the hearing on defendant's motion to dismiss.

Accordingly, the parties hereby stipulate to the following:

**II.  
STIPULATION**

1. The Initial Case Management Conference shall be continued from November 4, 2008 to November 6, 2008 at 2:00 p.m.;

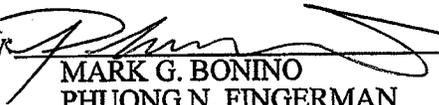
2. The deadline to file the Rule 26(f) Report and Case Management Statement shall be continued from October 28, 2008 to October 31, 2008;

3. The parties will complete their initial disclosures by November 26, 2008.

**IT IS SO STIPULATED**

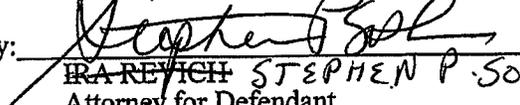
Dated: October 22, 2008

HAYES DAVIS BONINO  
ELLINGSON McLAY & SCOTT, LLP

By:   
MARK G. BONINO  
PHUONG N. FINGERMAN  
Attorneys for Plaintiff  
CITY OF DALY CITY

Dated: October 22, 2008

CHARLSTON, REVICH & WOLLITZ, LLP

By:   
~~IRA REVICH~~ STEPHEN P. SOSKIN  
Attorney for Defendant  
SPECIALTY NATIONAL INSURANCE  
COMPANY

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**[PROPOSED] ORDER**

Pursuant to the Stipulation, the Court hereby continues the following:

1. The Initial Case Management Conference shall be continued from November 4, 2008 to November 6, 2008 at 2:00 p.m.;
2. The deadline to file the Rule 26(f) Report and Case Management Statement shall be continued from October 28, 2008 to October 31, 2008;
3. The parties will complete their initial disclosures by November 26, 2008.

**IT IS SO ORDERED.**

Dated: 10/31, 2008



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THE HONORABLE CLAUDIA A. WILKEN  
UNITED STATES DISTRICT COURT JUDGE