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17 Attorneys for NORMA BEARD

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**IN THE UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF CALIFORNIA**

MAYHEW CENTER, LLC, a California limited
 liability company; Dean Dunivan, an individual;
 Plaintiff,
 v.
 Norma Beard,
 Defendants.

Case No. C-10-00527-CW
 [Related Case no. C 07 5664 CW]

**STIPULATION AND ~~[PROPOSED]~~
 ORDER FOR REMOVAL OF
 DECEMBER 7, 2010 STATUS
 CONFERENCE FROM CALENDAR**

Judge: Hon. Claudia Wilken

1 **STIPULATION**

2 Plaintiffs Mayhew Center LLC and Dean Dunivan (collectively, "MC"), and Defendant
3 Norma Beard, and Walnut Creek Manor LLC, stipulate as follows:

4 WHEREAS, a Status Conference is currently scheduled for December 7, 2010 at 2pm,
5 pursuant to the Clerk's Notice dated October 8, 2010 [docket no. 25];

6 WHEREAS, on November 23, 2010, the Court signed the Injunction Order Against Mayhew
7 Center LLC, And Dean Dunivan With Respect To Cleanup/Abatement Of The MC/WCM Properties
8 [C 07 5664 CW, docket no. 273];

9 WHEREAS, the Court's Injunction Order and the parties' accompanying Stipulation resolve
10 all outstanding issues that remained to be adjudicated in this and the related action;

11 WHEREAS, the parties wish to avoid unnecessary litigation costs;

12 IT IS HEREBY STIPULATED that WCM, by and through its attorney of record Duane
13 Morris, LLP; MC, by and through its attorney of record Howrey LLP; and Norma Beard, by and
14 through her attorney of record Cooper, White and Cooper, agree to the following:

15 1. The Status Conference, currently scheduled for December 7, 2010, shall be removed
16 from the calendar.

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18 Dated: November 24, 2010

DUANE MORRIS LLP

/s/ Brian Kelly

Brian A. Kelly
Attorneys for Plaintiff and Cross-Defendant
WALNUT CREEK MANOR, LLC

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23 Dated: November 24, 2010

HOWREY LLP

/s/ Aaron Myers

Aaron Myers
Attorneys for Defendant and Cross-Complainant
MAYHEW CENTER LLC and DEAN DUNIVAN

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ORDER

Pursuant to the above stipulation, and good cause appearing therefore, IT IS SO ORDERED.

Dated 12/6/2010



Hon. Claudia Wilken
Judge of the United States District Court