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10 Attorneys for Plaintiffs  
 11 NORTHERN CALIFORNIA RIVER WATCH,  
 12 TEAMSTERS LOCAL 70, and EAST BAY  
 13 ALLIANCE FOR A SUSTAINABLE ECONOMY

14 **UNITED STATES DISTRICT COURT**  
 15 **NORTHERN DISTRICT OF CALIFORNIA**

16 NORTHERN CALIFORNIA RIVER  
 17 WATCH, a non-profit corporation;  
 18 TEAMSTERS LOCAL 70, a labor  
 19 organization; and EAST BAY ALLIANCE  
 20 FOR A SUSTAINABLE ECONOMY, a non-  
 21 profit organization,

22 Plaintiffs,

23 vs.

24 OAKLAND MARITIME SUPPORT  
 25 SERVICES, INC., a corporation; WILLIAM  
 26 ABOUDI, an individual; JORGE GONZALEZ  
 27 RIVERA d.b.a. CHRISTIAN BROTHERS  
 28 TRUCK SERVICES, an individual; CITY OF  
 OAKLAND, a municipality;  
 REDEVELOPMENT AGENCY OF THE  
 CITY OF OAKLAND, a local public agency;  
 and COMMUNITY AND ECONOMIC  
 DEVELOPMENT AGENCY, a public agency,

Defendants.

Case No. 4:10-cv-3912 CW

**STIPULATION AND ORDER TO  
 RESCHEDULE CASE MANAGEMENT  
 CONFERENCE**

Judge: Hon. Claudia Wilken

WHEREAS, on August 31, 2010, Plaintiff Northern California River Watch filed a complaint against Defendants Oakland Maritime Support Services, Inc., William Aboudi, and Jorge Gonzalez River d.b.a. Christian Brothers Truck Services.

WHEREAS, on November 2, 2010, Plaintiffs filed its First Amended Complaint, adding in as plaintiffs Teamsters Local 70 and East Bay Alliance for a Sustainable Economy, and adding in as

1 defendants City of Oakland, Redevelopment Agency of the City of Oakland, and Community and  
2 Economic Development Agency.

3 WHEREAS, on November 15, 2010, Defendants Oakland Maritime Support Services, Inc.  
4 and William Aboudi filed a Motion to Dismiss against Plaintiffs.

5 WHEREAS, on November 11, 2010, Plaintiffs served the First Amended Complaint  
6 Defendant Jorge Gonzalez Rivera d.b.a. Christian Brothers Truck Services but Defendant Rivera has  
7 not yet made an appearance in the action.

8 WHEREAS, on November 24, 2010, the above-entitled action was reassigned to Judge Hon.  
9 Claudia Wilken for all further proceedings.

10 WHEREAS, in reassigning the case to Judge Wilken, the Court ordered the parties to  
11 renote any pending motions to a new hearing date before Judge Wilken.

12 WHEREAS, in order to facilitate possible settlement discussions with defendants City of  
13 Oakland, Redevelopment Agency of the City of Oakland, and Community and Economic  
14 Development Agency, Plaintiffs have yet to serve the First Amended Complaint on those three, new  
15 defendants, and must do so by March 2, 2011.

16 WHEREAS, on December 14, 2010, at 2:00 p.m., the parties are scheduled to appear before  
17 Judge Wilken for a Case Management Conference.

18 WHEREAS, Plaintiffs and Defendants Oakland Maritime Support Services, Inc. and William  
19 Aboudi agreed, upon the Court's approval, to reschedule the Case Management Conference for  
20 March 8, 2011, to provide an opportunity for the parties to brief and for the Court to determine the  
21 merits of the Motion to Dismiss and to allow Plaintiffs time to engage in possible settlement  
22 discussions and serve the complaint against the three new municipal Defendants.

23 THEREFORE, IT IS STIPULATED by and between the parties who currently have appeared  
24 before the Court, through their respective counsel, as follows:

- 25 1. The Case Management Conference set for December 14, 2010, be rescheduled for  
26 March 8, 2011.
- 27 2. The deadline to file the Joint Case Management Statement be rescheduled for  
28 February 22, 2011.

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WHEREFORE, the Parties respectfully request the Court to approve and enter the Order below.

Dated: December 3, 2010

By: /s/ Douglas J. Chermak  
Douglas J. Chermak  
Attorneys for Plaintiff  
NORTHERN CALIFORNIA RIVER WATCH,  
TEAMSTERS LOCAL 70, and EAST BAY  
ALLIANCE FOR A SUSTAINABLE ECONOMY

Dated: December 3, 2010

By: /s/ Jay I. Aboudi (as authorized on 12/3/2010)  
Jay I. Aboudi  
Attorney for Defendants  
OAKLAND MARITIME SUPPORT SERVICES, INC.  
and WILLIAM ABOUDI

ORDER

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Based on the foregoing stipulation, IT IS HEREBY ORDERED, ADJUDGED, and DECREED that the Case Management Conference set for December 14, 2010, is rescheduled for March 8, 2011.

The parties shall file a joint case management statement by February 22, 2010.

IT IS SO ORDERED.

NORTHERN DISTRICT COURT OF CALIFORNIA

Dated: 12/13/2010

  
United States District Court Judge

