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10 UNITED STATES DISTRICT COURT - NORTHERN DISTRICT OF CALIFORNIA  
 11 OAKLAND DIVISION

12 AVEMCO INSURANCE COMPANY,

CASE NO.: 4:11-cv-00546-CW

13 Plaintiff.

14 **STIPULATION AND [PROPOSED]  
 15 ORDER REGARDING DEADLINE FOR  
 16 FACTUAL DISCOVERY**

17 vs.

18 ROBERT S. SAVELY, PATRIOT  
 19 TECHNOLOGIES GROUP, LLC, a Delaware  
 20 limited liability corporation,

21 Defendants.

22 IT IS HEREBY STIPULATED by and between Plaintiff AVEMCO INSURANCE  
 23 COMPANY (hereinafter "Plaintiff" or "AVEMCO") and Defendant ROBERT S. SAVELY  
 24 (hereinafter "SAVELY") (collectively the "Parties") by and through their respective attorneys, as  
 25 follows:

- 26 1. On February 4, 2011 Plaintiff filed a Complaint for Declaratory Relief in United  
 27 States District Court-Northern District of California, Case Number CV 11 0546 CW (hereinafter  
 28 the "Complaint") against PATRIOT TECHNOLOGIES GROUP, LLC (hereinafter "PATRIOT")

1 and SAVELY. The Complaint asked that the Court to determine the respective rights and duties  
2 of Plaintiff and Defendants as to AVEMCO policy NC-100118290600.

3 2. On April 13, 2011 Defendant PATRIOT signed a Stipulation Regarding  
4 Declaratory Action, wherein it stipulated to the allegations in Plaintiff's Complaint and  
5 stipulated that it had no rights under the Avemco policy. On April 15, 2011, Plaintiff filed a  
6 Notice of Dismissal of PATRIOT, only.  
7

8 3. On May 31, 2011, the Parties attended a Case Management Conference. The  
9 Court issued its Minute Order and Case Management Order.

10 4. The Court ordered completion of factual discovery by December 1, 2011.

11 5. The Parties are presently engaged in discovery and require additional time to  
12 complete factual discovery.  
13

14 6. Based on the above, the Parties respectfully request that the Court continue the  
15 deadline for completion of factual discovery (currently December 1, 2011) by at least 90 days.

16 IT IS SO STIPULATED:  
17

18 Dated: November 9, 2011

REID, AXELROD

19  
20 By: /s/ Donald S. Honigman

Donald S. Honigman, SB# 106914

Peter Axelrod, SB# 056485

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1 Dated: November 9, 2011

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10 Attorneys for Defendant

11 ROBERT S. SAVELY

**ORDER**

IT IS HEREBY ORDERED that the deadline for completion of factual discovery in the above referenced case is continued 90 days to February 29, 2012.

IT IS SO ORDERED.

DATED: 11/15/2011

  
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CLAUDIA WILKEN  
United States District Judge