

1 ROGERS JOSEPH O'DONNELL  
2 ROBERT C. GOODMAN (State Bar No. 111554)  
3 ANN M. BLESSING (State Bar No. 172573)  
4 D. KEVIN SHIPP (State Bar No. 245947)  
5 311 California Street  
6 San Francisco, California 94104  
7 Tel 415.956.2828  
8 Fax 415.956.6457  
9 *rgoodman@rjo.com, ablessing@rjo.com, kshipp@rjo.com*

10 Attorneys for Defendant CHEVRON U.S.A. INC.

11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

GREGORY VILLAGE PARTNERS, L.P.,

Plaintiff,

vs.  
CHEVRON U.S.A. INC., M.B.  
ENTERPRISES, and CENTRAL CONTRA  
COSTA SANITARY DISTRICT,

Defendants.

Case No. C 11-01597-PJH

**STIPULATION AND [PROPOSED]  
ORDER TO SET HEARING DATE FOR  
MOTIONS TO DISMISS FIRST  
AMENDED COMPLAINT**

Date: December 21, 2011  
Time: 9:00 a.m.  
Courtroom: 3  
Judge: Honorable Phyllis J. Hamilton  
Trial Date: None Set

**DECLARATION OF ROBERT C. GOODMAN**

1. I am a shareholder with the law firm of Rogers Joseph O'Donnell,  
2. attorneys for Defendant Chevron U.S.A. Inc. ("Chevron"). I have personal knowledge of the  
3. facts set forth herein, and if called upon could and would competently testify thereto.

2. On September 21, 2011 Defendants Chevron, M.B. Enterprises, and the  
3. Central Contra Costa Sanitary District filed motions to dismiss Plaintiff's First Amended  
4. Complaint, setting the hearing date for November 9, 2011. (Document Nos. 46, 47, and 49).

3. On November 3, 2011 the Court notified the parties that the hearing on  
4. the motions to dismiss would be heard on November 30, 2011.

4. On November 15, 2011 Chevron filed a stipulation and proposed order requesting that the hearing date be moved to December 14, 2011. (Document 58.)

5. On November 16, 2011 the Court notified the parties that December 14, 2011 was not available. In addition, the Court ordered the parties to meet and confer and to file a stipulation selecting either December 21, 2011 or a date in February, 2012 for the hearing on the motions to dismiss. (Document 59.)

6. The parties subsequently agreed to select December 21, 2011 for the hearing.

I declare under penalty of perjury that the foregoing is true and correct.

Executed this 21st day of November 2011 in San Francisco, California.

/s/ Robert C. Goodman  
ROBERT C. GOODMAN

IT IS HEREBY STIPULATED pursuant to Local Rule 6-1(b) and Rule 6-2(a), by the parties to this action, by and through their undersigned counsel, as follows:

The hearing date on Defendants' motions to dismiss currently set for November 30, 2011 shall be set for December 21, 2011.

Dated: November 17, 2011

STANZLER LAW GROUP

By: /s/ Jordan S. Stanzler  
JORDAN S. STANZLER  
Attorney for Plaintiff  
GREGORY VILLAGE PARTNERS, L.P.

Dated: November 17, 2011

## **ROGERS JOSEPH O'DONNELL**

By: /s/ Robert C. Goodman  
ROBERT C. GOODMAN  
Attorney for Defendant  
CHEVRON U.S.A. INC.

1 Dated: November 17, 2011

SHAPIRO BUCHMAN PROVINE  
BROTHERS SMITH LLP

3 By: /s/ Jack C. Provine  
4 JACK C. PROVINE  
5 Attorney for Defendant  
6 MB ENTERPRISES, INC.  
7

8 Dated: November 17, 2011

9 **MEYERS, NAVE, RIBACK, SILVER &**  
10 **WILSON**  
11

12 By: /s/ Kenton L. Alm  
13 KENTON L. ALM  
14 Attorney for Defendant  
15 CENTRAL CONTRA COSTA SANITARY  
16 DISTRICT  
17

18 I attest that concurrence in the filing of this document has been obtained from Jordan S.  
19 Stanzler for Plaintiff, Jack C. Provine for Defendant MB Enterprises, Inc., and Kenton L.  
20 Alm for Defendant Central Contra Costa Sanitary District.  
21

22 By: /s/ Robert C. Goodman  
23 ROBERT C. GOODMAN  
24 Attorney for Defendant  
25 CHEVRON U.S.A. INC.  
26

27 **ORDER**

28 The hearing date on Defendants' motions to dismiss Plaintiff's First Amended  
Complaint is hereby set for December 21, 2011, at 9:00 a.m.

29 **IT IS SO ORDERED.**

30 DATED: 11/22/11

31 By \_\_\_\_\_

32 JUDGE PHYLLIS J. HAMILTON  
33 UNITED STATES

