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10 Attorneys for Plaintiff
 11 MAXIM I PROPERTIES

12 UNITED STATES DISTRICT COURT
 13 NORTHERN DISTRICT OF CALIFORNIA

14 MAXIM I PROPERTIES, a general partnership,
 15 Plaintiff,
 16 vs.
 17 A.M. BUD KROHN, *et al.*,
 18 Defendants.

19 Case No. 4:12-cv-00449 DMR

20 **JOINT STIPULATION AND REQUEST
 21 FOR ADR VIA SETTLEMENT
 22 CONFERENCE AND REQUEST FOR
 23 CONTINUANCE OF CASE
 24 MANAGEMENT CONFERENCE;
 25 ORDER (AS MODIFIED)**

26 Judge: Magistrate Judge Donna M. Ryu

27 AND RELATED CROSS-ACTIONS

28 This Joint Request for Alternative Dispute Resolution via Settlement Conference, and request to continue the scheduled further case management conference, is submitted on behalf of all parties remaining in this litigation, pursuant to ADR Local Rule (L.R.). 7-1.

JOINT STIPULATION AND REQUEST FOR ADR VIA SETTLEMENT CONFERENCE AND REQUEST FOR CONTINUANCE OF CASE MANAGEMENT CONFERENCE; ORDER (AS MODIFIED) Case No. 4:12-cv-00449 DMR

1 WHEREAS, the undersigned parties, which are the remaining parties in this case, have been
2 engaged in productive settlement discussions and believe further, more structured dispute resolution
3 processes will further settlement;

4 WHEREAS, the undersigned parties have met and conferred, pursuant to ADR L.R. 3-5, on an
5 appropriate ADR procedure and are in agreement that a settlement conference before a judicial
6 officer of this court is appropriate and would be beneficial at this time;

7 WHEREAS, the undersigned parties are available for a settlement conference on September
8 13, 14 or 15, 2023;

9 WHEREAS, a case management conference is currently scheduled for this case for August
10 30, 2023, at 1:30 p.m.;

11 WHEREAS, the parties are in agreement that the requested settlement conference should take
12 place prior to the next case management conference so that any unresolved and/or outstanding issue
13 resulting from the settlement conference can be addressed at a case management conference;

14 NOW THEREFOR, the parties hereby stipulate and jointly request:

- 15 1) That all parties be ordered to a mandatory settlement conference before a judicial officer
16 of this court, preferably to take place on either September 13, 14 or 15, 2023;
17 2) That the further case management conference currently scheduled for August 30, 2023, be
18 continued to a date after the completion of the settlement conference.

19 IS IT SO STIPULATED AND REQUESTED.

20
21 Date: August 11, 2023

NIXON PEABODY LLP

22 By: /s/ Gregory P. O'Hara

23 Gregory P. O'Hara
24 Lauren M. Michals
25 Attorneys for Plaintiff
26 MAXIM I PROPERTIES

1 Dated: August 11, 2023

SOMACH SIMMONS & DUNN

2
3 By: /s/ Theresa C. Barfield

4 Theresa C. Barfield
5 Attorneys for Defendant and Cross-Claimant
6 MOYER PRODUCTS, INC.

7 Dated: August 11, 2023

BAY LAW GROUP, LLP

8 By: /s/ Joshua A. Bloom

9 Joshua A. Bloom
10 Attorneys for Third Party Defendant and
11 Cross-Claimant
12 RENESAS ELECTRONICS AMERICA
13 INC. (FKA INTEGRATED DEVICE
14 TECHNOLOGY, INC.)

15 Dated: August 11, 2023

BERKES CRANE SANTANA & SPANGLER
16 LLP

17 By: /s/ Laurie S. Julien

18 Laurie S. Julien
19 Viiu Spangler Khare
20 Attorneys for Defendant
21 CENTRAL COATING COMPANY, INC.

22 Dated: August 11, 2023

SILICON VALLEY LAW GROUP

23 By: /s/ Kathryn E. Barrett

24 Jeffrey Scott Lawson
25 Kathryn E. Barrett
26 Attorneys for Defendants
27 TELEWAVE, INC., and
28 THERMIONICS LABORATORY, INC.

1 Dated: August 11, 2023

LEWIS, BRISBOIS, BISGAARD & SMITH

2
3 By: /s/ Robert W. Farrell

4 Glenn A. Friedman
5 Robert W. Farrell
6 Attorneys for Defendant
7 THE SHERWIN-WILLIAMS COMPANY

8 Dated: August 11, 2023

BURNHAM BROWN

9
10 By: /s/ Charles Alfonzo

11 Charles Alfonzo
12 Attorneys for Defendant
13 A.M. BUD KROHN and NATIONAL
14 AUTO RECOVERY BUREAU, INC.

15 Dated: August 11, 2023

PAHL & McCAY

16
17 By: /s/ Servando R. Sandoval

18 Servando R. Sandoval
19 Attorneys for Defendant
20 SPRAYTRONICS, INC.

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1 I, Lauren M. Michals, attest under penalty of perjury that I have obtained permission of the
2 above named counsel to affix their signatures hereto.

3
4 Dated: August 11, 2023

NIXON PEABODY LLP

5 By: /s/ Lauren M. Michals
6 Lauren M. Michals
7 lmichals@nixonpeabody.com
8 Attorneys for Plaintiff
9 MAXIM I PROPERTIES
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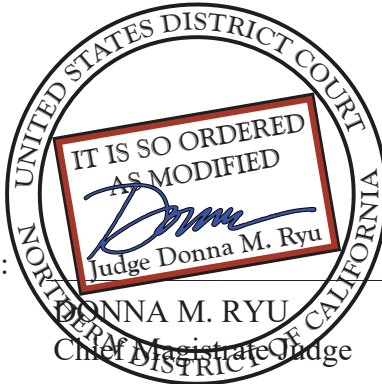
1 **ORDER (AS MODIFIED)**

2 PURSUANT TO STIPULATION AND GOOD CAUSE APPEARING, IT IS HERE BY
3 ORDER THAT:

- 4 1. This case is referred to a randomly-assigned Magistrate Judge to conduct a Settlement
5 Conference which shall be completed within 90 days, or as soon thereafter as is
6 convenient to the assigned Magistrate Judge's calendar.
- 7 2. The further case management conference currently scheduled for August 30, 2023 at 1:30
8 p.m. is vacated and continued to December 20, 2023 at 1:30 p.m. in Oakland, by
9 Videoconference only. Parties shall file an updated joint case management conference
10 statement by December 13, 2023. All counsel and parties may access the webinar
11 information (public hearings) at <https://cand.uscourts.gov/judges/ryu-donna-m-dmr/>.

12
13 **IT IS SO ORDERED AS MODIFIED.**

14 **DATED:** August 18, 2023

15
16 By:  _____
17 DONNA M. RYU
18 Chief Magistrate Judge