

SOMACH SIMMONS & DUNN
A Professional Corporation

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5 Attorneys for Defendant and Cross-Claimant
6 MOYER PRODUCTS, INC.

7
8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA

11 MAXIM I PROPERTIES, a general
partnership,

12 Plaintiff,

13 v.

14 A.M. BUD KROHN, et al.,

15 Defendants.

CASE NO. 4:12-CV-00449 DMR

**JOINT STIPULATION AND REQUEST
FOR CONTINUANCE OF FURTHER
CASE MANAGEMENT CONFERENCE
AND RELATED DEADLINES; ORDER
(AS MODIFIED)**

16 AND RELATED CROSS-ACTIONS.

Judge: Honorable Donna M. Ryu
Action Filed: January 27, 2012

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19 This Joint Stipulation and Request for Continuance of the scheduled Case Management
20 Conference is submitted on behalf of all parties remaining in this litigation as a result of ongoing
21 settlement negotiations held pursuant to ADR Local Rule 7-1, under the direction of Magistrate
22 Judge Cisneros.

23 WHEREAS, pursuant to this Court’s order of December 5, 2023 (Doc. 351) granting the
24 Joint Stipulation and Request for Continuance of Case Management Conference and Related
25 Deadlines (Order), the Court set a date of March 6, 2024, at 1:30 p.m. for a continued Case
26 Management Conference; and

27 WHEREAS, said Order also set a deadline of February 28, 2024 for the parties to file a
28 joint Case Management Conference Statement; and

1 WHEREAS, by minute order dated January 18, 2024 (Doc. 352) a telephonic status
2 conference was scheduled with Magistrate Judge Cisneros for February 15, 2024 at 1:00 p.m. for
3 the parties to provide Magistrate Judge Cisneros a progress update regarding resolution of the
4 case. The parties appeared at the February 15, 2024 telephonic status conference and advised
5 Magistrate Judge Cisneros of the following: The parties' settlement negotiations are ongoing
6 and, to that end, the parties have been in communication with the California Department of Toxic
7 Substances Control (DTSC) in furtherance of ongoing settlement efforts, and additional meetings
8 and communications with DTSC are necessary. Accordingly, by minute order dated February 15,
9 2024 (Doc. 353) a further telephonic settlement status conference has been scheduled for March
10 28, 2024, at 1:00 p.m. with Magistrate Judge Cisneros.

11 WHEREAS, as a result of the need for additional meetings and communications with
12 DTSC, and in recognition of the March 28, 2024 conference with Magistrate Judge Cisneros, the
13 parties agree and request that the currently scheduled Case Management Conference be continued
14 to a date between April 15 – April 26, 2024, or after June 6, 2024, subject to the Court's
15 availability. The parties further agree and request that the current deadline to file a joint Case
16 Management Conference Statement be continued to a date consistent with the new Case
17 Management Conference.

18 NOW, THEREFORE, the parties hereby stipulate and jointly request that:

19 1. The Case Management Conference currently scheduled on March 6, 2024, be
20 continued to a date convenient for the Court between April 15 – April 26, 2024, or after June 6,
21 2024; and

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1 2. The date for submission and filing of a joint Case Management Conference
2 Statement be continued to an appropriate date prior to the date of the continued Case
3 Management Conference.

4 DATED: February 22, 2024

SOMACH SIMMONS & DUNN
A Professional Corporation

6 By: /s/ Theresa C. Barfield
7 THERESA C. BARFIELD
 Attorneys for MOYER PRODUCTS, INC.

8 DATED: February 22, 2024

NIXON PEABODY LLP

9 By: /s/ Theresa C. Barfield (for Gregory O'Hara)
10 GREGORY P. O'HARA
 Attorneys for MAXIM I PROPERTIES

11 DATED: February 22, 2024

BERKES CRANE SANTANA & SPANGLER LLP

12 By: /s/ Theresa C. Barfield (for Laurie Julien)
13 LAURIE S. JULIEN
14 Attorneys for CENTRAL COATING COMPANY,
 INC.

15 DATED: February 23, 2024

BURNHAM BROWN

16 By: /s/ Theresa C. Barfield (for Charles Alfonzo)
17 CHARLES ALFONZO
18 Attorneys for A.M. BUD KROHN and
 NATIONAL AUTO RECOVERY BUREAU, INC.

19 DATED: February 22, 2024

SILICON VALLEY LAW GROUP

20 By: /s/ Theresa C. Barfield (for Kathryn Barrett)
21 KATHRYN E. BARRETT
22 Attorneys for TELEWAVE, INC. and
 THERMIONICS LABORATORY, INC.

23 DATED: February 23, 2024

SPENCER FANE LLP

24 By: /s/ Theresa C. Barfield (for Servando Sandoval)
25 SERVANDO SANDOVAL
26 Attorneys for SPRAYTRONICS, INC.

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DATED: February 22, 2024

LEWIS BRISBOIS BISGAARD & SMITH

By: /s/ Theresa C. Barfield (for Robert Farrell)
GLENN FRIEDMAN
ROBERT FARRELL
Attorneys for THE SHERWIN-WILLIAMS
COMPANY

DATED: February 22, 2024

BAY LAW GROUP LLP

By: /s/ Theresa C. Barfield (for Joshua Bloom)
JOSHUA A. BLOOM
Attorneys for RENESAS ELECTRONIC
AMERICA, INC.

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GENERAL ORDER 45 CERTIFICATION

I, Theresa C. Barfield, hereby attest, pursuant to N.D. Cal. General Order No. 45, that the concurrence to the filing of this document has been obtained from each signatory hereto, with the person approving the stipulation and consenting to the signing thereof noted on each signature line.

DATED: February 23, 2024 SOMACH SIMMONS & DUNN
A Professional Corporation

By: /s/ Theresa C. Barfield
Theresa C. Barfield
Attorneys for MOYER PRODUCTS, INC.

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ORDER (AS MODIFIED)

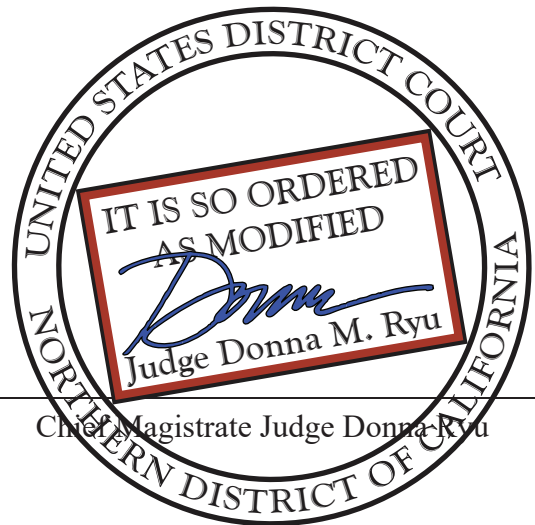
PURSUANT TO STIPULATION AND GOOD CAUSE APPEARING THEREFOR, IT IS HEREBY ORDERED THAT:

1. The Further Case Management Conference scheduled for March 6, 2024, at 1:30 p.m. is hereby continued to April 17, 2024, at 1:30 p.m. in Oakland, - Videoconference Only before Chief Magistrate Judge Donna M. Ryu. All counsel and parties may access the webinar information (public hearings) at <https://cand.uscourts.gov/judges/ryu-donna-m-dmr/>.

2. The Joint Case Management Conference Statement due by February 28, 2024, is hereby continued to April 10, 2024.

IT IS SO ORDERED AS MODIFIED.

DATED: February 23, 2024



Chief Magistrate Judge Donna Ryu

1 **CERTIFICATE OF SERVICE**

2 *Maxim I Properties v. Krohn, et al.*

3 United States District Court – Northern District of California
4 Case No. 4:12-cv-00449-DMR

5 I am a citizen of the United States and am employed in the County of Sacramento, State of
6 California. I am over the age of eighteen (18) and not a party to the within action. My business
7 address is 500 Capitol Mall, Suite 1000, Sacramento, California 95814. I declare that I am
8 employed in the offices of a member of the bar of this court at whose direction the service was
9 made.

10 XX [Electronic Transmission] I hereby certify that on the date identified below, I
11 electronically transmitted the foregoing **JOINT STIPULATION AND REQUEST FOR**
12 **ADDITIONAL CONTINUANCE OF CASE MANAGEMENT CONFERENCE**
13 **AND RELATED DEADLINES; [PROPOSED] ORDER** to the Clerk of the Court
14 using the CM/ECF System for filing, which will generate and transmit a notice of electric
15 filing to the CM/ECF registrants identified on the attached Service List:

16 I declare under penalty of perjury under the laws of the State of California that the
17 foregoing is true and correct.

18 Executed on February 23, 2024 at Sacramento, California.

19 _____
20 */s/ Jennifer Estabrook*

21 Jennifer Estabrook

SOMACH SIMMONS & DUNN
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SERVICE LIST

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<p>Gregory Paul O’Hara Lauren Marian Michals</p>	<p><i>Attorneys for Plaintiff/Counter-Defendant</i> MAXIM I PROPERTIES</p>

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