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A Professional Corporation

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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 February 23, 2024 (Doc. 354) granting the
24 Order (as modified) on the Joint Stipulation and Request for Continuance of Case Management
25 Conference and Related Deadlines, the Court set a date of April 17, 2024, at 1:30 p.m. for a
26 continued Case Management Videoconference; and

27 WHEREAS, said Order (as modified) also set a deadline of April 10, 2024 for the parties
28 to file a Joint Case Management Conference Statement; and

1 WHEREAS, by minute order dated February 15, 2024 (Doc. 3553), a telephonic status
2 conference was scheduled with Magistrate Judge Cisneros on March 28, 2024 at 1:00 p.m. for the
3 parties to provide Judge Cisneros a progress update regarding resolution of the case. The parties
4 appeared at the March 28 telephonic status conference and advised Magistrate Judge Cisneros
5 that the parties' settlement negotiations are ongoing and the parties continue to be in
6 communication with the California Department of Toxic Substances Control (DTSC) in
7 furtherance of these settlement efforts. As a result of that status conference call, Magistrate Judge
8 Cisneros issued a minute order on March 28, 2024 (Doc. 356) to reconvene the status conference
9 call on April 4, 2024 at 1:00 p.m. and requested that the parties invite DTSC to participate in the
10 April 4 call. On April 4, 2024, the parties attended the reconvened status conference. DTSC did
11 not participate in the April 4 call but is in contact with the parties in furtherance of discussions
12 related to settlement efforts. Additional meetings and communications with DTSC remain
13 necessary to the ongoing settlement efforts. Magistrate Judge Cisneros has therefore set a further
14 telephonic conference for May 2, 2024, at 4:00 p.m. (Doc. 357).

15 WHEREAS, in recognition of the May 2, 2024 status conference with Magistrate Judge
16 Cisneros and the ongoing communications with DTSC regarding issues critical to the settlement
17 efforts, the parties agree and request that the Case Management Conference, currently scheduled
18 on April 17, 2024, be continued to a date after June 6, 2024, subject to the Court's availability.
19 The parties further agree and request that the current deadline to file a joint Case Management
20 Conference Statement be continued to a date consistent with the new Case Management
21 Conference.

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

23 1. The Case Management Conference currently scheduled on April 17, 2024 shall be
24 continued to a date convenient for the Court after June 6, 2024; and

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DATED: April 5, 2024

LEWIS BRISBOIS BISGAARD & SMITH

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

DATED: April 5, 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: April 5, 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

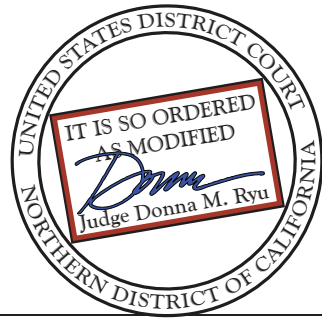
PURSUANT TO STIPULATION AND GOOD CAUSE APPEARING THEREFORE, IT IS
HEREBY ORDERED THAT:

1. The Further Case Management Conference scheduled for April 17, 2024, at
1:30 p.m. is hereby continued to July 17, 2024, at 1:30 p.m. in Oakland, by 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. Parties shall file an updated Joint Case Management Conference Statement by
July 10, 2024.

IT IS SO ORDERED AS MODIFIED.

DATED: April 10, 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
15 electronic 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 April 9, 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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