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 13 INDEMNITY COMPANY

14 **UNITED STATES DISTRICT COURT**  
 15 **NORTHERN DISTRICT OF CALIFORNIA**

17 STEADFAST INSURANCE COMPANY )  
 18 )  
 19 Plaintiff, )  
 20 vs. )  
 21 AMERICAN SAFETY INDEMNITY )  
 22 COMPANY, an Oklahoma corporation; and )  
 23 DOES 1 to 10, inclusive )  
 Defendants. )

CASE NO.: C 12-03968 SBA

**STIPULATION AND ~~PROPOSED~~  
 ORDER EXTENDING DEADLINE FOR  
 PARTIES TO COMPLETE EARLY  
 NEUTRAL EVALUATION AND FINAL  
 DATE TO AMEND PLEADINGS OR  
 ADD PARTIES WITHOUT FURTHER  
 COURT ORDER**

1 WHEREAS, on October 10, 2012, plaintiff, Steadfast Insurance Company, and defendant,  
2 American Safety Indemnity Company (collectively, the “Parties”), filed their “Stipulation and  
3 [Proposed] Order Selecting ADR Process” and selected Early Neutral Evaluation (“ENE”)  
4 pursuant to ADR Local Rule 5 (the “Stipulation”). WHEREAS, the Parties failed to request a  
5 specific deadline in the Stipulation to complete ENE.

6 WHEREAS, on October 20, 2012, the Court issued an Order adopting the Parties’  
7 Stipulation thereby making January 18, 2013, the deadline for the Parties to complete ENE.

8 WHEREAS, the Parties intended to request in the Stipulation that the deadline to complete  
9 ENE be 90 days from the Initial Case Management Conference.

10 WHEREAS, the date for the Initial Case Management Conference in this action is now  
11 January 17, 2013.

12 WHEREAS, on October 24, 2012, the Parties filed their “Joint Case Management  
13 Statement” wherein the Parties proposed December 14, 2012, as the final date for any Party to  
14 amend pleadings or add parties without further Court order.

15 WHEREAS, the Parties have exchanged certain information and documents concerning  
16 additional entities who should be a party to this action.

17 WHEREAS, the Parties believe additional time is needed to determine whether they wish  
18 to amend their respective pleadings or add parties in this action.

19 **WHEREFORE**, the Parties now respectfully request that the Court order that the last day  
20 for the Parties to complete ENE is April 17, 2013, and the last day to amend pleadings or add  
21 parties without further Court Order is January 10, 2013.

22 **IT IS SO STIPULATED:**

23 DATED: December 11, 2012

MORALES, FIERRO & REEVES

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25 By:           /s/ David A. Astengo            
26 RAMIRO MORALES  
27 DAVID A. ASTENGO  
28 Attorneys for Plaintiff,  
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COMPANY

