

1 JESS B. MILLIKAN (SBN 095540)  
 WILLIAM J. RUSTEEN (SBN 265388)  
 2 Bullivant Houser Bailey PC  
 601 California Street, Suite 1800  
 3 San Francisco, California 94108  
 Telephone: 415.352.2700  
 4 Facsimile: 415.352.2701  
 E-Mail: jess.millikan@bullivant.com  
 5 william.rusteen@bullivant.com

6 Attorneys for Plaintiff  
 TRAVELERS PROPERTY CASUALTY  
 7 COMPANY OF AMERICA

8  
 9 UNITED STATES DISTRICT COURT  
 10 NORTHERN DISTRICT OF CALIFORNIA  
 11 OAKLAND DIVISION

13 TRAVELERS PROPERTY CASUALTY  
 COMPANY OF AMERICA, a Connecticut  
 14 corporation,

15 Plaintiff,

16 vs.

17 MIXT GREENS, INC., a California  
 corporation; HINES INTERESTS LIMITED  
 18 PARTNERSHIP, a Delaware limited  
 partnership; NOP 560 MISSION LLC, a  
 19 Delaware limited liability company; and CAL-  
 MURPHY, LLC, a California limited liability  
 20 company,

21 Defendants.

Case No.: C-13-00957 PJH

**STIPULATION AND [PROPOSED]  
 ORDER RESCHEDULING CASE  
 MANAGEMENT CONFERENCE**

22  
 23 Pursuant to the Court’s Order Setting Case Management Conference, Travelers Property  
 24 Casualty Company of America, Mixt Greens, Inc. (“Mixt Greens”), Hines Interests Limited  
 25 Partnership (“Hines”), NOP 560 Mission LLC (“NOP”), and Cal-Murphy, LLC (“Cal-Murphy”)  
 26 hereby stipulate and request that the Court reschedule the June 6, 2013 case management  
 27 conference to Thursday, June 27, 2013 at 2:00 p.m. for the reasons set forth below.  
 28

1 The parties are working diligently to find a cost-effective, efficient way to resolve this  
2 dispute, and the underlying lawsuit with a minimal amount of motion practice and discovery to  
3 save both this Court's resources and those of the parties. To that end, counsel in this action and  
4 the underlying lawsuit are currently discussing a mediation to obtain a global resolution.  
5 Moreover, some counsel have been and will be in trial and out of town, so scheduling a time to  
6 meet and confer has been challenging. In the meantime, Hines and NOP have filed their  
7 responsive pleadings; responsive pleadings from the other defendants are due near the end of  
8 May.

9 The parties have now agreed to the following proposed schedule, subject to the Court's  
10 approval:

- 11 • Meet and confer on Wednesday, June 5, 2013 at 1:00 p.m.;
- 12 • Each party's Initial Disclosures to be served by Wednesday, June 19, 2013;
- 13 • Joint Case Management Statement to be filed by Thursday, June 20, 2013; and
- 14 • The Case Management Conference to be held on Thursday, June 27, 2013 at  
15 2:00 p.m.

16 For the good cause set forth above, the parties hereby respectfully request that the Court  
17 continue the Case Management Conference to 2:00 p.m. on June 27, 2013.

18 DATED: May 24, 2013

19 BULLIVANT HOUSER BAILEY PC

20  
21 By 

22 JESS B. MILLIKAN  
23 WILLIAM J. RUSTEEN  
24 Attorneys for Plaintiff  
25 TRAVELERS PROPERTY CASUALTY  
26 COMPANY  
27  
28

1 DATED: May 23, 2013

2 GARY NEMER

3  
4 By 

~~GARY NEMER~~  
Attorneys for Defendant  
MIXT GREENS, INC.

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6  
7 DATED: May 23, 2013

8 ALLEN MATKINS LECK GAMBLE  
9 MALLORY & NATSIS LLP

10  
11 By \_\_\_\_\_

FRANCIS N. SCOLLAN  
Attorneys for Defendants  
HINES INTERESTS LIMITED  
PARTNERSHIP, and NOP 560 MISSION  
12 LLC  
13

14 DATED: May 23, 2013

15 HERBERT W. YANOWITZ

16  
17 By \_\_\_\_\_

HERBERT W. YANOWITZ  
Attorneys for Defendant  
18 CAL-MURPHY, LLC  
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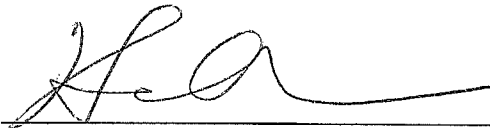
1 DATED: May 23, 2013

2 GARY NEMER

3  
4 By \_\_\_\_\_  
5 GARY NEMER  
6 Attorneys for Defendant  
MIXT GREENS, INC.

7 DATED: May 23, 2013

8 ALLEN MATKINS LECK GAMBLE  
9 MALLORY & NATSIS LLP

10  
11 By  \_\_\_\_\_  
12 FRANCIS N. SCOLLAN  
13 Attorneys for Defendants  
HINES INTERESTS LIMITED  
PARTNERSHIP, and NOP 560 MISSION  
LLC

14 DATED: May 23, 2013

15 HERBERT. W. YANOWITZ

16  
17 By \_\_\_\_\_  
18 HERBERT W. YANOWITZ  
19 Attorneys for Defendant  
CAL-MURPHY, LLC

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1 DATED: May 23, 2013

2 GARY NEMER

3  
4 By \_\_\_\_\_  
5 GARY NEMER  
6 Attorneys for Defendant  
MIXT GREENS, INC.


7 DATED: May 23, 2013

8 ALLEN MATKINS LECK GAMBLE  
9 MALLORY & NATSIS LLP

10  
11 By \_\_\_\_\_  
12 FRANCIS N. SCOLLAN  
13 Attorneys for Defendants  
HINES INTERESTS LIMITED  
PARTNERSHIP, and NOP 560 MISSION  
LLC

14 DATED: May 23, 2013

15 HERBERT. W. YANOWITZ

16  
17 By  \_\_\_\_\_  
18 HERBERT W. YANOWITZ  
19 Attorneys for Defendant  
20 CAL-MURPHY, LLC  
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**[PROPOSED] ORDER**

Based on the parties' representations above, and good cause appearing therefore, it is hereby ordered that the Case Management Conference scheduled for June 6, 2013 at 2:00 p.m. in the matter entitled *Travelers Property Casualty Company of America v. Mixt Greens, Inc., et al.*, Case No. C-13-00957 PJH, is hereby continued to Thursday, June 27, 2013 at 2:00 p.m.


The parties further agree to the following schedule:

- Meet and confer on Wednesday, June 5, 2013 at 1pm;
- Each party's Initial Disclosures to be served by Wednesday, June 19, 2013; and
- Joint Case Management Statement to be filed by Thursday, June 20, 2013.

Dated: 5/28/13 \_\_\_\_\_

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Hamilton  
United States District Court Judge



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