1 2 3 4 5 6 7 8 9 110	Benjamin K. Lunch, State Bar No. 246015 Wan Yan Ling, State Bar No. 297029 NEYHART, ANDERSON, FLYNN & GROSI 369 Pine Street, Suite 800 San Francisco, CA 94104 Tel. (415) 677-9440 Fax (415) 677-9445 Email: blunch@neyhartlaw.com wling@neyhartlaw.com Attorneys for Plaintiffs Patricia Walsh, State Bar No. 121098 LEONIDOU & ROSIN 777 Cuesta Drive, Suite 200 Mountain View, CA 94040 Tel. (650) 691-2888 Fax (650) 691-2889 Email: pwalsh@alr-law.com	BOLL		
11	Attorneys for Defendants			
12 13 14 15	UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF CALIFORNIA (Oakland Division)			
16 17	ELECTRICAL INDUSTRY SERVICE	Case No. 15-CV-1946-JSW		
18 19	BUREAU, INC., et al. Plaintiffs, v.	STIPULATED REQUEST FOR ORDER CHANGING TIME AND PROPOSED ORDER CONTINUING SCHEDULE FOR		
20 21	J COPELLLO INTERNATIONAL CORP. d/b/a COPELLO ELECTRIC CO. Defendant.	TRIAL AND PRETRIAL MATTERS AS MODIFIED		
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Pursuant to Local Rules 6-1 and 6-2, the parties through undersigned counsel hereby stipulate and respectfully request that the Court stay all proceedings for a period of five months so that the parties may continue to engage in the settlement process. The parties declare in support of this request:

WHEREAS, the Court issued a Civil Minute Order (Dckt. No. 32) on January 8, 2016 with the following deadlines:

Close of fact discovery	July 31, 2016
Dispositive motions due	September 30, 2016
Opposition due	October 14, 2016
Reply due	October 21, 2016
Hearing on dispositive motions	December 2, 2016 at 9:00 AM
Pretrial conference	February 13, 2017 at 2:00 PM
Trial	March 6, 2017 at 8:00 AM

WHEREAS, as stated in the accompanying Declaration of Wan Yan Ling in support of Stipulated Request for Order Changing Time, Plaintiff Trust Funds' audit process entails a preliminary audit report, draft audit report, and a final audit report, with input and review by the administrator, Defendant employer, and trustees;

WHEREAS, a preliminary audit report was provided to Defendant on March 18, 2016;
WHEREAS, the parties engaged unsuccessfully in Court-ordered mediation on March 24,
2016;

WHEREAS, Defendant desires to engage in the audit dispute process, prior to which Defendant believes no meaningful settlement discussions can be had;

WHEREAS, Defendant believes in good faith that absent a significant change in the position of Plaintiffs with respect to the preliminary audit findings, Defendant may in the near future have no alternative but to file for bankruptcy protection, and that it would benefit the parties to mitigate their fees expended in this action until such filing occurs;

WHEREAS, based on the foregoing facts, it would be in the interest of judicial economy to enlarge time as set forth herein;

WHEREAS, per Local Rule 6-2(a), this stipulated request is accompanied by a declaration which sets forth with particularity, the reasons for the enlargement of time;

WHEREAS the parties are hopeful of settling this case;

THEREFORE, pursuant to Local Rules 6-1 and 6-2, the parties though their respective attorneys stipulate as follows:

The parties respectfully request that the Court stay all proceedings for a period of five months to allow the parties time to complete the audit process, continue settlement discussions, determine whether defendant will file for bankruptcy protection, and make such filing. Such a stipulation will have the effect of moving the following deadlines:

	Current date	Proposed date
Close of fact discovery	July 31, 2016	December 31, 2016
Dispositive motions due	September 30, 2016	February 28, 2017
Opposition due	October 14, 2016	March 14, 2017
Reply due	October 21, 2016	March 21, 2017
Hearing on dispositive motions	December 2, 2016 at 9:00 AM	May 5, 2017 at 9:00 AM
Pretrial conference	February 13, 2017 at 2:00 PM	July 17, 2017 at 2:00 PM

Jury Selection March 1, 2017 at 8:00 AM August 2, 2017 at 8:00 AM

Trial	March 6, 2017 at 8:00 AM	August 7, 2017 at 8:00 AM			
IT IS SO STIPUL	ATED AND AGREED.				
Dated: April 13, 2016					
	WAN YAN LII Attorney for Pla	. –			
		son, Flynn & Grosboll			
	5 //5 / 1				
Dated: April 19, 2016	By: <u>/s/ Patricia</u> PATRICIA W <i>A</i>				
	Attorney for De Leonidou & Ro				
	Doomaou a No				
PURSUANT TO STIPULATION, IT IS SO ORDERED.					
The parties shall take note of the Court's modification of the proposed schedule, which provides that jury selection shall take place on August 2, 2017, 263:00 a.m., as set forth on page 3 of this order.					
Dated: April 21, 2016	When Starte				
Dated: 11pm 21, 2010		White			
	United States Di	istrict Judge			
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NEYHART, 28
ANDERSON,
FLYNN &
GROSBOLL
ATTORNEYS AT LAW