

1 Erica A. Maharg (Bar No. 279396)
 2 Nicole C. Sasaki (Bar No. 298736)
 3 SAN FRANCISCO BAYKEEPER
 4 1736 Franklin Street, Suite 800
 5 Oakland, California 94612
 6 Telephone: (510) 735-9700
 7 Facsimile: (510) 735-9160
 8 Email: erica@baykeeper.org
 9 Email: nicole@baykeeper.org

7 Attorneys for Plaintiff
 8 SAN FRANCISCO BAYKEEPER

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

13 SAN FRANCISCO BAYKEEPER, a non-profit
 14 corporation,

15 Plaintiff,

17 v.

18 GRANITE ROCK COMPANY, a California
 19 corporation,

20 Defendant.

Civil No. 4:16-cv-01089-KAW

SECOND STIPULATION TO CONTINUE
 CASE MANAGEMENT CONFERENCE
 AND ASSOCIATED DEADLINES;
~~PROPOSED~~ ORDER

(Federal Water Pollution Control Act, 33
 U.S.C. § 1251 *et seq.*)

Honorable Kandis A. Westmore

1 Plaintiff San Francisco Baykeeper (“Baykeeper” or “Plaintiff”) and Defendant Granite Rock
2 Company (“Granite Rock” or “Defendant”) respectfully submit this stipulation as follows:

3 WHEREAS, Baykeeper and Granite Rock (collectively, the “Parties”) have been working
4 together in good faith to reach a settlement agreement in this action;

5 WHEREAS, pursuant to a stipulation by the Parties (Dkt. 10), the Court set the initial Case
6 Management Conference in this matter for September 27, 2016 at 1:30 p.m., and continued other
7 deadlines in the case (Dkt. 12);

8 WHEREAS, the Parties desire to continue informal negotiations in good faith, and anticipate
9 reaching a final settlement in this action within the next four (4) weeks.

10 NOW, THEREFORE, THE PARTIES STIPULATE AS FOLLOWS:

- 11 1. The Case Management Conference shall be continued to October 11, 2016, at 1:30
12 p.m., or at such later date that is convenient for the Court, in order to give the Parties a
13 chance to complete settlement negotiations without involving the resources of the
14 Court.
- 15 2. The Parties’ ADR certifications and stipulations to ADR process or notices of need for
16 an ADR phone conference shall be due no later than one week before the Case
17 Management Conference.
- 18 3. The Parties’ Rule 26(f) Report and Joint Case Management Statement shall be due no
19 later than one week before the Case Management Conference.
- 20 4. The Parties’ initial disclosures or objections in their Rule 26(f) Report shall be due no
21 later than one week before the Case Management Conference.

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1 WHEREFORE, the Parties respectfully request the Court to approve and enter the Proposed
2 Order below.

3 DATE: September 14, 2016

Respectfully Submitted,

4 /s/ Nicole C. Sasaki

5 _____
NICOLE C. SASAKI
Attorney for Plaintiff
6 SAN FRANCISCO BAYKEEPER
GRANITE ROCK COMPANY

7 DATE: September 14, 2016

8 By: /s/ Gregory O'Hara

9 _____
GREGORY O'HARA

10 Attorney for Defendant
GRANITE ROCK COMPANY

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12 I attest that concurrence in the filing of this document has been obtained from Gregory O'Hara
13 for Granite Rock.

14
15 DATE: September 14, 2016

SAN FRANCISCO BAYKEEPER

16 By: /s/ Nicole C. Sasaki

17 _____
NICOLE C. SASAKI

18 Attorney for Plaintiff
19 SAN FRANCISCO BAYKEEPER
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~~[PROPOSED]~~ ORDER

GOOD CAUSE APPEARING,

1. The Case Management Conference shall be continued to 10/25/16
at 1:30 p.m.
2. The Parties' ADR certifications and stipulations to ADR process or notices of need for an ADR phone conference shall be filed no later than one week before the Case Management Conference.
3. The Parties' Rule 26(f) Report and Joint Case Management Statement shall be filed no later than one week before the Case Management Conference.
4. The Parties' initial disclosures or objections in their Rule 26(f) Report shall be filed no later than one week before the Case Management Conference.

IT IS SO ORDERED.

Date: 9/20/16

NORTHERN DISTRICT OF CALIFORNIA



Honorable Kandis A. Westmore
United States District Court