

1 UNITED STATES DISTRICT COURT
2 NORTHERN DISTRICT OF CALIFORNIA

3
4 BLOOM ENERGY CORPORATION,

5 Petitioner,

6 v.

7 DWIGHT BADGER, et al.,

8 Respondents.

Case No. 21-cv-02154-PJH

**ORDER PERMITTING
RESPONDENTS TO SUPPLEMENT
THEIR RESPONSE AND PETITIONER
TO REPLY TO THE SUPPLEMENT**

Re: Dkt. No. 23

9
10 On July 15, 2021, the court held a case management conference in this action. At
11 the conference, counsel for respondents, Andrew Munro (“Counsel Munro”) requested an
12 opportunity to supplement respondents’ June 9, 2021 response (Dkt. 19) to the petition.
13 Counsel Munro indicated that such opportunity might serve as a viable substitute for any
14 purported “counter-petition” or motion to vacate that respondents intended to file in
15 connection with the arbitration award at issue.

16 The court **GRANTS** respondents’ request to file a brief supplementing their June
17 9, 2021 response. That brief may not exceed fifteen pages. Respondents must file any
18 supplemental brief within **seven days** of this order. Petitioner may file a reply to that
19 supplement within **fourteen days** of this order. That brief may not exceed ten pages.
20 The parties should avoid repeating any arguments that they’ve already made in their
21 existing filings.

22 As part of its supplemental filing, a party may proffer any additional evidence it
23 sees fit. The parties should file any such evidence on the docket **as attachments** (i.e.,
24 Dkt. #-#) to its respective supplemental brief.

25 **IT IS SO ORDERED.**

26 Dated: July 16, 2021

27 /s/ Phyllis J. Hamilton

28 PHYLLIS J. HAMILTON
United States District Judge