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5 Attorneys for Plaintiffs
 STEVE TRACHSEL, an individual, SUN CITY
 6 TOWERS, LLC, a California limited liability
 company, THOMAS CIRRITO, an individual,
 7 ATOCHA LAND, LLC, a Delaware limited
 liability company, MICHAEL CIRRITO, an
 8 individual, and CIRRITO HOLDINGS, LLC, a
 Delaware limited liability company

E-FILED - 12/17/08

10 UNITED STATES DISTRICT COURT - NORTHERN DISTRICT OF CALIFORNIA
 11 SAN JOSE DIVISION

12 STEVE TRACHSEL, an individual; SUN
 13 CITY TOWERS, LLC, a California limited
 liability company; THOMAS CIRRITO, an
 14 individual; ATOCHA LAND, LLC, a
 Delaware limited liability company;
 15 MICHAEL CIRRITO, an individual; and
 CIRRITO HOLDINGS, LLC, a Delaware
 16 limited liability company,

CASE NO: C08 02248RMW

**STIPULATION AND ~~PROPOSED~~ ^{XXXXXXXX}
 ORDER RE: BRIEFING AND
 HEARING SCHEDULE ON
 PLAINTIFFS' MOTION FOR A RIGHT
 TO ATTACH ORDER**

Plaintiffs,

v.

19 RONALD BUCHHOLZ; CHARICE
 FISCHER; RDB DEVELOPMENT, LLC, a
 20 Nevada limited liability company;
 SOLOMON CAPITAL, INC., a Nevada
 21 corporation; JONATHON VENTO; GRACE
 CAPITAL, LLC, dba GRACE
 22 COMMUNITIES, an Arizona limited liability
 company; DONALD ZELEZNAK;
 23 Z-LOFTS, LLC, an Arizona limited liability
 company; ZELEZNAK PROPERTY
 24 MANAGEMENT, LLC dba KELLER
 WILLIAMS REALTY, an Arizona limited
 25 liability company; and DOES 1-50, inclusive,

Defendants.

Ropers Majeski Kohn & Bentley
 A Professional Corporation
 San Jose

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RC1/5225676.1/BRL

1 Plaintiffs STEVE TRACHSEL, SUN CITY TOWERS, LLC, THOMAS CIRRITO,
2 ATOCHA LAND, LLC, MICHAEL CIRRITO, and CIRRITO HOLDINGS, LLC, and
3 Defendants RONALD BUCHHOLZ, CHARICE FISCHER, RDB DEVELOPMENT, LLC, and
4 SOLOMON CAPITAL, INC. hereby stipulate and agree that, pursuant to the Court's December
5 4, 2008 Order on Plaintiffs' Ex Parte Application for a Discovery Conference, the following
6 schedules shall be in effect for Plaintiffs' Motion for a Right to Attach Order:

7 **Deposition Schedule:**

8 December 15, 2008: Deposition of Charice Fischer

9 December 17, 2008: Deposition of Ronald Buchholz

10 January 7, 2009: Deposition of Steve Trachsel

11 January 8, 2009: Deposition of Tom Cirrito

12 January 9, 2009: Deposition of Michael Cirrito

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14 **Supplemental Briefings:**

15 January 20, 2009: Submission of Plaintiffs' supplemental briefing

16 January 30, 2009: Submission of Defendants' responsive supplemental briefing

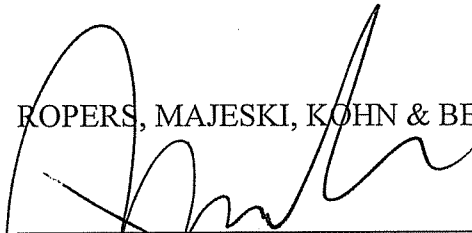
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18 **Hearing on Right to Attach Order:**

19 February 9, 2009: Hearing on Plaintiffs' Motion for Right to Attach Order

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21 IT IS SO STIPULATED.

22 Dated: December 5, 2008

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24 ROPERS, MAJESKI, KOHN & BENTLEY

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26 TODD A. ROBERTS
27 JESSHILL E. LOVE
28 Attorneys for Plaintiffs
STEVE TRACHSEL, SUN CITY TOWERS,
LLC, THOMAS CIRRITO, ATOCHA LAND,
LLC, MICHAEL CIRRITO, and CIRRITO
HOLDINGS, LLC

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Dated: December 5, 2008

PINNACLE LAW GROUP

/s/
ANDREW A. AUGUST
WILLIAM W. SCHOFIELD
Attorneys for Defendants
RONALD BUCHHOLZ; CHARICE FISCHER;
RDB DEVELOPMENT, LLC, and SOLOMON
CAPITAL, INC.

IT IS SO ORDERED.

Dated: 12/17, 2008

Ronald M. Whyte
HONORABLE RONALD M. WHYTE
U.S. DISTRICT COURT JUDGE