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8 Attorneys for Plaintiffs
 PETER FORTENBAUGH AND BETTY LEE,
 9 IN THEIR CAPACITY AS TRUSTEES OF
 THE PETER FORTENBAUGH TRUST, A
 10 CALIFORNIA TRUST

E-FILED - 10/10/08

11 UNITED STATES DISTRICT COURT
 12 NORTHERN DISTRICT OF CALIFORNIA
 13 SAN JOSE DIVISION

15 PETER FORTENBAUGH and BETTY LEE,
 in their capacity as Trustees of THE PETER
 16 FORTENBAUGH TRUST, a California
 Trust,

17 Plaintiffs,

18 v.

19 CLASSICSTAR FINANCIAL SERVICES,
 20 INC., a Delaware Corporation, GEOSTAR
 CORPORATION, a Delaware Corporation,
 21 GEOSTAR FINANCIAL SERVICES
 CORPORATION, a Delaware Corporation,
 22 TONY FERGUSON, an individual, and
 DOES 1 through 30, inclusive,

23 Defendants.

No. C08-03898-RMW

Action Filed: April 24, 2007

Action Removed to this Court: August 14,
 2008

PLAINTIFF'S AND DEFENDANTS'
 STIPULATION FOR EXTENSION OF
 TIME TO FILE REPLY IN SUPPORT
 OF MOTION FOR REMAND
AND ORDER

Date: October 31, 2008
 Time: 9 a.m.
 Courtroom: 6
 Judge: Hon. Ronald M. Whyte

Trial Date: TBD

1 WHEREAS, on September 12, 2008, Plaintiffs Peter Fortenbaugh and Betty Lee, in
2 their capacity as Trustees of The Peter Fortenbaugh Trust, a California Trust (collectively,
3 “Plaintiffs”) filed a Motion to Remand the above-referenced action to Santa Clara County
4 Superior Court (*see* Docket No. 16);

5 WHEREAS, the Court set the hearing date for the aforementioned Motion to Remand
6 for October 31, 2008 at 9:00 a.m. (*see* Docket No. 19);

7 WHEREAS, on October 6, 2008, Defendants ClassicStar Financial Services, Inc., a
8 Delaware Corporation, GeoStar Corporation, a Delaware Corporation, GeoStar Financial
9 Services Corporation, a Delaware Corporation, and Tony Ferguson, an individual,
10 (collectively, “Defendants,” and with the Plaintiffs, “the Parties”) filed their Opposition to
11 the Plaintiffs’ Motion to Remand (“Opposition”) (*see* Docket No. 24);

12 WHEREAS, good cause exists for a one week extension because the response raises
13 serious issues and because lead counsel for Plaintiffs will not be available on several days
14 this week;

15 WHEREAS, the Parties have conferred, and have agreed that if this Court so orders,
16 the Plaintiffs will file their Reply to the Defendants’ Opposition on or before October 17,
17 2008;

18 WHEREAS, if the Plaintiffs are permitted to file their Reply to the Defendants’
19 Opposition on October 17, 2008, this Court will have received the Reply fourteen days
20 before the October 31, 2008, as contemplated by Local Rule 7.3(c);

21 NOW, THEREFORE, the Parties HEREBY STIPULATE AND AGREE that good
22 cause exists for an order permitting Plaintiffs to file their Reply to the Defendants’
23 Opposition on or before October 17, 2008.

HOWARD
RICE
NEMEROVSKI
CANADY
FALK
& RABKIN
A Professional Corporation

1 By her signature below, counsel for Plaintiffs attests that counsel for Defendants
2 concurred in the filing of this document.

3 IT IS SO STIPULATED AND AGREED:

4
5 DATED: October 7, 2008.

6 Respectfully,

7 GILBERT R. SEROTA
8 JEREMY T. KAMRAS
9 SIMONA A. AGNOLUCCI
10 HOWARD RICE NEMEROVSKI CANADY
11 FALK & RABKIN
12 A Professional Corporation

13 By: _____ /s/
14 SIMONA A. AGNOLUCCI

15 Attorneys for Plaintiffs PETER FORTENBAUGH
16 and BETTY LEE, in their capacity as Trustees of
17 THE PETER FORTENBAUGH TRUST, a
18 California Trust

19 DATED: October 7, 2008.

20 Respectfully,

21 FRED BLUM
22 RUBEN P. RUIZ
23 BASSI, MARTINI, EDLIN & BLUM LLP

24 By: _____ /s/

25 Attorneys for Defendants CLASSICSTAR
26 FINANCIAL SERVICES, INC., a Delaware
27 Corporation, GEOSTAR CORPORATION, a
28 Delaware Corporation, GEOSTAR FINANCIAL
SERVICES CORPORATION, a Delaware
Corporation, and TONY FERGUSON, an
individual

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CANADY
FALK
& RABKIN
A Professional Corporation

PURSUANT TO STIPULATION, IT IS SO ORDERED

Dated: October 10, 2008

Ronald M. Whyte

Judge Ronald M. Whyte
United States District Judge

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