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E-FILED 02-017-2010

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 6 BAE Systems Land & Armaments LP
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8 **UNITED STATES DISTRICT COURT**
 9 **NORTHERN DISTRICT OF CALIFORNIA - SAN JOSE DIVISION**
 10

11 MACH-T3 ENGINEERING, LLC,
 12 Plaintiff,
 13 v.
 14 BAE SYSTEMS LAND & ARMAMENTS
 LP,
 15 Defendant.
 16

17 BAE SYSTEMS LAND & ARMAMENTS
 LP,
 18 Counterclaimant,
 19 v.
 20 MACH-T3 ENGINEERING, LLC,
 21 Counterdefendant.
 22

CASE NO. C09 03886 HRL
 Hon. Howard R. Lloyd
**STIPULATION TO EXTEND ADR
 COMPLETION DEADLINE FOR 12
 DAYS**
AND ORDER

23 WHEREAS, the parties met and conferred regarding ADR and stipulated, pursuant to Civil
 24 L.R. 16-8 and ADR L.R. 3-5, to private ADR;

25 WHEREAS, on November 19, 2009 and based on the parties' stipulation, the Court
 26 ordered (Dkt. No. 11) that the matter is referred to private ADR and that ADR shall be completed
 27 within 90 days of the Court's order, *i.e.*, by February 17, 2010;

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1 WHEREAS, the parties agreed to use the Hon. James Warren (Ret.), of JAMS, as mediator
2 and further agreed to February 16, 2010 as the date of the mediation;

3 WHEREAS, the parties timely submitted their mediation statements to the mediator on
4 February 9, 2010;


5 WHEREAS, on February 10, 2010, counsel for defendant was advised that his client's
6 intended representative at the mediation, who was in Australia on business but had expected to
7 return to California in plenty of time for the mediation, would be unavoidably delayed in his return
8 to California and would not be able to attend the February 16 mediation;

9 WHEREAS, defendants' counsel immediately the same day, February 10, 2010, advised
10 plaintiff's counsel and JAMS of the situation and arranged, with the consent of all concerned, to
11 reschedule the mediation for February 22, 2010;

12 NOW, THEREFORE, IT IS STIPULATED that the deadline for completion of ADR in
13 this matter is extended from February 17, 2010 to March 1, 2010. The extension of the ADR
14 completion deadline will not require that any other court-ordered dates in this litigation be
15 extended or otherwise changed.

16 DATED: February 16, 2010 CROWELL & MORING LLP
17
18 By: /s/ Steven P. Rice
19 Steven P. Rice
20 Attorneys for Defendant and Counterclaimant
BAE Systems Land & Armaments LP

21 DATED: February 16, 2010 PHILLIP J. GRIEGO & ASSOCIATES
22
23 By: /s/ Robert Nuddleman
24 Robert Nuddleman
25 Attorneys for Plaintiff and Counterdefendant
MACH-T3 Engineering, LLC

26 PURSUANT TO STIPULATION, IT IS SO ORDERED.
27 DATED: February ~~16~~¹⁷ 2010
28 DC10427136.1

Magistrate Judge, United States District Court
Howard R. Lloyd