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11 Attorneys for Plaintiff CHUBB CUSTOM INSURANCE COMPANY

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

15 CHUBB CUSTOM INSURANCE
 16 COMPANY, for itself and as subrogee of,
 17 and in the name of TAUBE-KORET
 CAMPUS FOR JEWISH LIFE,
 18 Plaintiff,
 19 vs.
 20 SPACE SYSTEMS/LORAL, INC., a
 Delaware corporation, directly and as
 21 successor in interest to FORD
 AEROSPACE & COMMUNICATIONS
 22 CORPORATION, FORD MOTOR
 COMPANY, a Delaware corporation, as
 23 predecessor in interest to FORD
 AEROSPACE & COMMUNICATIONS
 24 CORPORATION, SUN MICROSYSTEMS,
 INC., a Delaware corporation, CHEVRON
 25 CORPORATION, a Delaware corporation,
 and HARMAN STEVENSON INC., a
 26 California corporation, dba KFC,
 27 Defendants.

Case No. C-09-04485 JF

**STIPULATION AND [PROPOSED]
 ORDER TO EXTEND TIME FOR
 DEFENDANTS CHEVRON
 CORPORATION, SUN
 MICROSYSTEMS, INC., FORD MOTOR
 COMPANY AND HARMAN-
 STEVENSON, INC. TO RESPOND TO
 SECOND AMENDED COMPLAINT;
 PROPOSED BRIEFING SCHEDULE;
 DECLARATION OF D. KEVIN SHIPP
 IN SUPPORT THEREOF**

Amended Complaint Filed: July 23, 2010

Honorable Jeremy D. Fogel

DECLARATION OF D. KEVIN SHIPP

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2 1. I am an associate at the law firm of Rogers Joseph O'Donnell, attorneys
3 for Defendant Chevron Corporation. I know the following facts on my own personal
4 knowledge and if called upon could and would competently testify thereto.

5 2. Plaintiff's Second Amended Complaint was filed on July 23, 2010.

6 3. The responses of Defendants Chevron Corporation, Ford Motor
7 Company, Harman-Stevenson, Inc. (currently known as Harman-Prudence, Inc.), and Sun
8 Microsystems, Inc. (collectively "Defendants") to the Second Amended Complaint are
9 otherwise due by August 9, 2010.

10 4. Plaintiff and Defendants have agreed to extend the deadline for
11 Defendants to respond to the Second Amended Complaint to and including September 8,
12 2010. This extension will not alter the date of any event or any deadline already fixed by
13 Court order.

14 5. Certain Defendants may file a motion to dismiss the Second Amended
15 Complaint.

16 6. Plaintiff and Defendants have met and conferred regarding the hearing
17 date for any such motions as required by the Standing Order Regarding Case Management In
18 Civil Cases issued on July 30, 2010, as well as a briefing schedule for such a motion.

19 7. Plaintiff and Defendants have been advised by the Court Deputy that
20 October 29, 2010 is an available date for any hearing on a motion to dismiss.

21 8. Pursuant to Local Rule 7-3 Plaintiff's opposition brief would otherwise
22 be due on October 8, 2010 and Defendants' reply briefs would be due on October 15, 2010.

23 9. Plaintiff requested that Defendants agree to modify the briefing
24 schedule established by Local Rule 7-3 to accommodate Plaintiff's counsel's unavailability
25 from September 14 through October 3, 2010.

26 10. Plaintiff and Defendants have agreed to extend the time for Plaintiff to
27 file an opposition brief by five days to October 13, 2010 and to delay the filing of any reply
28

1 brief by five days to October 20, 2010.

2 I declare under penalty of perjury that the foregoing is true and correct.

3 Executed this 5th day of August 2010 in San Francisco, California.

4
5 /s/ D. Kevin Shipp
6 D. Kevin Shipp

7 IT IS HEREBY STIPULATED pursuant to Local Rule 6-1(b) and Rule 6-2(a),
8 by the parties to this action, by and through their undersigned counsel, as follows:

9 A. Defendants shall file and serve their response to the Second Amended
10 Complaint on or before September 8, 2010.

11 B. If Defendants file a motion to dismiss the Second Amended Complaint,
12 they will request that the motion be heard on October 29, 2010.

13 C. If Defendants file a motion to dismiss the Second Amended Complaint,
14 any opposition brief will be due on October 13, 2010.

15 D. If Defendants file a motion to dismiss the Second Amended Complaint,
16 any reply brief will be due on October 20, 2010.

17 Dated: August 5, 2010

CHAMBERLIN KEASTER & BROCKMAN
18 LLP

19 By: /s/ Kirk C. Chamberlin
20 KIRK C. CHAMBERLIN
21 Attorney for Plaintiff
22 CHUBB CUSTOM INSURANCE COMPANY

23 Dated: August 5, 2010

ROGERS JOSEPH O'DONNELL

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25 By: /s/ D. Kevin Shipp
26 D. KEVIN SHIPP
27 Attorney for Defendant
28 CHEVRON CORPORATION

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Dated: August 5, 2010

HOLME ROBERTS & OWEN LLP

By: /s/ Kathryn Coggon
KATHERYN COGGON
Attorney for Defendant
SUN MICROSYSTEMS, INC.

Dated: August 5, 2010

SHOOK, HARDY AND BACON, L.L.P.

By: /s/ Kevin T. Haroff
KEVIN T. HAROFF
Attorney for Defendant
FORD MOTOR COMPANY

Dated: August 5, 2010

McKAY, BURTON, & THURMAN


By: /s/ Nickolas S. Rice
NICKOLAS S. RICE
Attorney for Defendant
HARMAN-STEVENSON, INC. (currently known
as Harman-Prudence, Inc.)

I attest that concurrence in the filing of this document has been obtained from Kirk C. Chamberlin for Plaintiff, Katheryn Coggon for Defendant Sun Microsystems, Inc., Kevin T. Haroff for Defendant Ford Motor Company; and Nickolas S. Rice for Defendant Harman-Stevenson, Inc. (currently known as Harman-Prudence, Inc.).

By: /s/ D. Kevin Shipp
D. KEVIN SHIPP
Attorney for Defendant
CHEVRON CORPORATION

IT IS SO ORDERED.

DATED: 8/9/10

By: 
JUDGE JEREMY D. FOGEL
UNITED STATES DISTRICT JUDGE