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 TOM STOREY and PREMIER GLOBAL LOGISTICS

7  
 8 UNITED STATES DISTRICT COURT  
 9 NORTHERN DISTRICT OF CALIFORNIA

10 PANTHER EXPEDITED SERVICES, INC.,  
 a Delaware Corporation,

11 Plaintiff,

12 v.

13 TOM STOREY; ELITE GLOBAL  
 LOGISTICS, a business entity of unknown  
 14 form; and DOES 1 through 50, inclusive,

15 Defendants.

Case No.: CV 10 2904 HRL

**STIPULATION AND ~~PROPOSED~~  
 ORDER REGARDING RESPONSIVE  
 PLEADING DEADLINE AND TO  
 CONTINUE CASE MANAGEMENT  
 CONFERENCE**

[Re: Docket No. 12]

16 TOM STOREY,

17 Counter-Claimant and  
Third-Party Plaintiff,

18 and

19 PREMIER GLOBAL LOGISTICS, LLC,  
 a Nevada Limited Liability Company,

20 Counter-Claimant,

21 v.

22 PANTHER EXPEDITED SERVICES, INC.,  
 a Delaware Corporation,

23 Counter-Defendant,

24 and

25 PANTHER II TRANSPORTATION, INC.,  
 an Ohio Corporation, and ELITE  
 TRANSPORTATION SERVICES, LLC, an  
 27 Oregon Limited Liability Company,

28 Third-Party Defendants.

1  
2 Counsel report that they have met and conferred regarding this request and have reached the  
3 following stipulation pursuant to Civil L.R. 6-1, 6-2 and 7-12:

4 1. Third-Party Defendants Panther II Transportation, Inc. and Elite Transportation  
5 Services, LLC have authorized the law firm of Baker & Associates to accept service on their behalf  
6 in the above captioned matter. The following documents were served on August 16, 2010:

- 7 a. Civil Case Cover Sheet;
- 8 b. Defendants' Answer to Plaintiff's Complaint and Defendants' Counterclaims and  
9 Third-Party Complaint; Demand for Jury Trial;
- 10 c. Summons on Third-Party Complaint;
- 11 d. Certification of Interested Entities or Persons;
- 12 e. Corporate Disclosure Statement;
- 13 f. Standing Order - Magistrate Judge Howard R. Lloyd;
- 14 g. Standing Order Regarding Case Management in Civil Cases - San Jose Division;
- 15 h. Standing Order re Contents of Joint CMC Statement - San Jose Division;
- 16 i. Order Setting Initial Case Management Conference and ADR Deadlines; and
- 17 j. Notice of Assignment to Magistrate Judge;
- 18 k. ECF Handout; and
- 19 l. USDC Welcome Pamphlet and booklet.

20 2. The parties agree and stipulate that Plaintiff and Counter-Defendant Panther  
21 Expedited Services, Inc. and Third-Party Defendants Panther II Transportation, Inc. and Elite  
22 Transportation Services, LLC shall have up to and including **September 20, 2010** to answer or  
23 otherwise respond to Counter-Claimant and Third-Party Plaintiff Tom Storey's and Counter-  
24 Claimant Premier Global Logistics, LLC's Counterclaim and Third-Party Complaint, which was  
25 filed with this court on August 4, 2010.

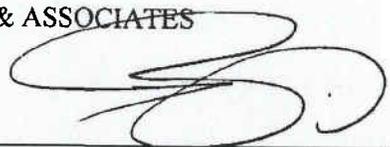
26 3. The parties hereby stipulate and agree to an order continuing the Case Management  
27 Conference ("CMC") currently scheduled for September 14, 2010 at 1:30 p.m. to **October 14, 2010**  
28 at 1:30 p.m., or to a date and time thereafter that is convenient to the Court. This continuance also

1 alters the current deadline to file the Joint Case Management Conference Statement from September  
2 7, 2010 to **October 7, 2010**. The parties agree that it would be most efficient for Counter-Defendant  
3 and Third-Party Defendants to first file their responsive pleadings before considering case  
4 management issues. This additional time would permit the parties to meaningfully confer to prepare  
5 the CMC report and prepare for the CMC. This additional time will also aid the parties in fully  
6 exploring settlement opportunities.

7  
8 IT IS SO STIPULATED.

9  
10 Dated: August ~~13~~ 2010

BAKER & ASSOCIATES

11  
12 By: 

13 Scott L. Baker  
14 Jone S. Osborn  
15 Attorneys for Plaintiff, Counter-Defendant and  
16 Third-Party Defendants  
17 PANTHER EXPEDITED SERVICES, INC.,  
18 PANTHER II TRANSPORTATION, INC., and  
19 ELITE TRANSPORTATION SERVICES, LLC

20  
21 Dated: August 23 2010

OWEN, WICKERSHAM & ERICKSON, P.C.

22  
23 By: 

24 Lawrence G. Townsend  
25 Kathleen E. Letourneau  
26 Attorneys for Defendants, Counter-Claimants and  
27 Third-Party Plaintiff  
28 TOM STOREY and PREMIER GLOBAL  
LOGISTICS

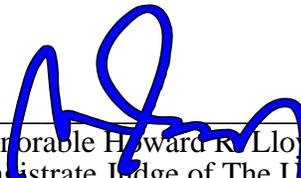
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~~PROPOSED~~ ORDER

Pursuant to the Stipulation above, the Initial Case Management Conference set for September 14, 2010 is continued to October 19, 2010. The deadline to file the Joint Case Management Conference Statement is adjusted accordingly.

IT IS SO ORDERED.

Dated: August 25, 2010

  
\_\_\_\_\_  
Honorable Howard K. Lloyd  
Magistrate Judge of The United States District Court

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