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6 Attorneys for Defendants  
 BP p.l.c., BP Exploration & Oil, Inc. (a dissolved  
 7 corporation), erroneously sued herein as BP  
 Exploration and Oil, Inc., BP Products North  
 8 America Inc., and BP Corporation North America  
 Inc.

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

14 Maria Barrous, an individual and as  
 Trustee of the Barrous Living Trust,  
 15 Demetrois Barrous, an individual, dba  
 Jimmy's Restaurant,  
 16 Plaintiffs,  
 17  
 18 v.  
 19 BP p.l.c., BP Exploration and Oil, Inc., BP  
 Products North America, Inc., BP  
 Corporation North America, Inc.,  
 20 ConocoPhillips Company and DOES 1-20,  
 inclusive,  
 21 Defendants.

Case No. C10-02944 LHK

**STIPULATION AND ~~PROPOSED~~  
 ORDER FOR EXTENSION FOR BP  
 P.L.C., BP EXPLORATION AND OIL,  
 INC., BP PRODUCTS NORTH AMERICA  
 INC., AND BP CORPORATION NORTH  
 AMERICA INC. AND CONOCOPHILLIPS  
 COMPANY TO ANSWER OR  
 OTHERWISE RESPOND TO  
 PLAINTIFFS' COMPLAINT**

23 TO THE COURT AND TO ALL PARTIES OF RECORD:

24 Pursuant to Local Rule 6-1(a), Plaintiffs Maria Barrous, an individual and as Trustee of  
 25 the Barrous Living Trust, Demetrois Barrous, an individual, dba Jimmy's Restaurant (collectively  
 26 "Plaintiffs") and defendants BP p.l.c., BP Exploration & Oil, Inc. (a dissolved corporation),  
 27 erroneously sued herein as BP Exploration and Oil, Inc., BP Products North America Inc., and BP  
 28 Corporation North America Inc. (collectively "BP Defendants") hereby stipulate, through their

STIP. AND EXT. OF TIME TO RESPOND  
 AND ~~PROPOSED~~ ORDER  
 C 10-02944 PVT

1 attorneys of record, as follows:

2 A. On May 20, 2010, plaintiffs Maria Barrous, an individual and as Trustee of the  
3 Barrous Living Trust, and Demetrios Barrous, an individual, dba Jimmy's Restaurant  
4 (collectively referred to hereinafter as "Plaintiffs") filed their complaint in the Superior Court of  
5 the State of California in and for the City of San Jose and County of Santa Clara entitled *Maria*  
6 *Barrous, et al. v. BP, et al.*, as Case Number 1-10-CV-172452 ("State Action"), naming the BP  
7 Defendants, among others. The State Action was subsequently removed by the BP Defendants to  
8 the San Jose Division of the Northern District of the United States District Court on July 6, 2010.

9 B. Plaintiffs and the BP Defendants filed a first stipulation to extend the response  
10 dates until August 12, 2010. The first stipulation extended the time to respond by not more than  
11 thirty (30) days for any of the BP Defendants.

12 C. In order to coordinate response dates with Defendant ConocoPhillips Company  
13 and to further explore whether the defendants may retain common counsel, the BP Defendants  
14 seek an additional 10 days to **August 22, 2010**, to file a response to Plaintiffs' Complaint.

15 **STIPULATION**

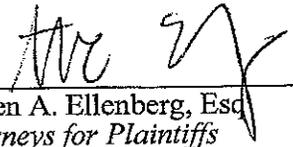
16 Plaintiffs and the BP Defendants, by their respective attorneys of record, hereby stipulate  
17 as follows and request the Court enter an order embodying their stipulation:

18 1. Plaintiffs and the BP Defendants and have agreed to extend and consolidate the  
19 response date for all of the BP Defendants by 10 days, such that the new response date to answer  
20 or otherwise respond to Plaintiffs' Complaint by the BP Defendants shall be **August 22, 2010**.

21 IT IS SO STIPULATED:

22 Dated: August 11, 2011

23 LAW OFFICES OF STEVEN A.  
24 ELLENBERG

25   
26 Steven A. Ellenberg, Esq.  
27 *Attorneys for Plaintiffs*  
28 Maria Barrous, an individual and as Trustee of  
the Barrous Living Trust, Demetrios Barrous,  
an individual, dba Jimmy's Restaurant

1 Dated: August 11, 2010

ARCHER NORRIS

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/s/ Jeffrey M. Hamerling  
Jeffrey M. Hamerling  
Attorneys for Defendants  
BP p.l.c., BP Exploration & Oil, Inc. (a  
dissolved corporation), erroneously sued herein  
as BP Exploration and Oil, Inc., BP Products  
North America Inc., BP Corporation North  
America Inc.

**[PROPOSED] ORDER**

PURSUANT TO STIPULATION, IT IS SO ORDERED that:

1. The due date for the BP Defendants to respond to the Plaintiffs' Complaint shall be extended to August 22, 2010.

Dated: August 20, 2010.

  
\_\_\_\_\_  
Honorable United States District Judge

B0314136/1000474-1