

1 ROBERT J. NOLAN (#235738)  
 2 PILLSBURY WINTHROP SHAW PITTMAN LLP  
 3 50 Fremont Street  
 4 San Francisco, CA 94105  
 Telephone: (415) 983-1000  
 Facsimile: (415) 983-1200  
 Email: [robert.nolan@pillsburylaw.com](mailto:robert.nolan@pillsburylaw.com)

\*\*E-Filed 12/20/2010\*\*

5 JAMES G. GATTO (admitted *pro hac vice*)  
 6 PILLSBURY WINTHROP SHAW PITTMAN LLP  
 7 1650 Tysons Boulevard, Floor 14  
 McLean, VA 22102-4859  
 Telephone: (703) 770-7900  
 Facsimile: (703) 770-7901  
 Email: [james.gatto@pillsburylaw.com](mailto:james.gatto@pillsburylaw.com)

9 *Attorneys for Defendant/Counterclaimant*  
 10 *ENVIRONMENTAL SYSTEMS PRODUCTS, INC.*

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

14 \_\_\_\_\_ )  
 INBAC, INC., a partnership, )

15 Plaintiff, )

16 v. )

17 ENVIRONMENTAL SYSTEMS )  
 18 PRODUCTS, INC., a corporation, )

19 Defendant. )

20 \_\_\_\_\_ )  
 21 AND RELATED COUNTERCLAIM )  
 22 \_\_\_\_\_ )

Case No. 5:10-CV-04248 JF

23 **STIPULATED REQUEST TO**  
 24 **CONTINUE DEADLINE TO FILE**  
 25 **ADR FORMS AND [PROPOSED]**  
 26 **ORDER**

1 Pursuant to Civil L.R. 6.1(b), Plaintiff/Counterdefendant InBAC, Inc. and  
2 Defendant/Counterclaimant Environmental Systems Products, Inc. (collectively, the "Parties")  
3 hereby stipulate to and request a continuance of the deadline to file the ADR Certification  
4 (pursuant to Civil L.R. 16-8(b) and ADR L.R. 3-5(b)) and Stipulation to ADR Process or  
5 Notice of Need for ADR Telephone Conference (pursuant to Civil L.R. 16-8(c) and ADR L.R.  
6 3-5(c)) (collectively, the "ADR Forms") from December 17, 2010 to December 23, 2010.

7 **RECITALS**

8 1. The Parties have reached a settlement in principle of this action, and are  
9 finalizing the terms of a settlement agreement.

10 2. To avoid the burden and expense of preparing and filing potentially  
11 unnecessary forms, and to conserve judicial resources, the Parties have stipulated and agreed  
12 to continue the deadline to file the ADR Forms.

13 3. The ADR Forms are currently due December 17, 2010. *See* Docs. 3, 17.

14 4. The Parties have stipulated and agreed and hereby request the Court to  
15 continue the deadline to file the ADR Forms from December 17, 2010 to December 23, 2010.

16 **STIPULATION**

17 Pursuant to Civil L.R. 6-1(b), the Parties hereby stipulate and agree to a continuance of  
18 the deadline to file the ADR Forms and request that it be continued to December 23, 2010.

19 Dated: December 17, 2010

Respectfully submitted,

20 By: /s/Robert J. Nolan

21 Robert J. Nolan (#235738)

22 PILLSBURY WINTHROP SHAW PITTMAN LLP

23 50 Fremont Street

San Francisco, CA 94105

24 Telephone: (415) 983-1000

Facsimile: (415) 983-1200

Email: [robert.nolan@pillsburylaw.com](mailto:robert.nolan@pillsburylaw.com)

1 James G. Gatto (admitted *pro hac vice*)  
2 PILLSBURY WINTHROP SHAW PITTMAN LLP  
3 1650 Tysons Boulevard  
4 McLean, VA 22102-4859  
5 Telephone: (703) 770-7900  
6 Facsimile: (703) 770-7901  
7 Email: [james.gatto@pillsburylaw.com](mailto:james.gatto@pillsburylaw.com)

*Attorneys for Defendant/Counterclaimant  
Environmental Systems Products, Inc.*

8 Dated: December 17, 2010

9 By: /s/Stuart C. Clark

10 Stuart C. Clark (#124152)  
11 CARR & FERRELL LLP  
12 120 Constitution Drive  
13 Menlo Park, CA 94025  
14 Telephone: (650) 812-3400  
15 Facsimile: (650) 812-3444  
16 Email: [clark@carrferrell.com](mailto:clark@carrferrell.com)

17 Vani Moodley (#219139)  
18 HAHN MOODLEY LLP  
19 800 West El Camino Real  
20 Mountain View, CA 95014  
21 Telephone: (650) 903-2257  
22 Facsimile: (650) 963-3303  
23 Email: [vani@hahnmoodley.com](mailto:vani@hahnmoodley.com)

*Attorneys for Plaintiff/Counterdefendant  
InBAC, Inc.*

24 **ATTESTATION PURSUANT TO GENERAL ORDER 45, § X(B)**

25 I attest that I have obtained the concurrence in the filing of this document from each  
26 signatory pursuant to General Order 45, § X(B).

27 By: /s/Robert J. Nolan

28 Robert J. Nolan (#235738)  
PILLSBURY WINTHROP SHAW PITTMAN LLP  
50 Fremont Street  
San Francisco, CA 94105  
Telephone: (415) 983-1000  
Facsimile: (415) 983-1200  
Email: [robert.nolan@pillsburylaw.com](mailto:robert.nolan@pillsburylaw.com)

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2 PILLSBURY WINTHROP SHAW PITTMAN LLP  
3 1650 Tysons Boulevard  
4 McLean, VA 22102-4859  
5 Telephone: (703) 770-7900  
6 Facsimile: (703) 770-7901  
7 Email: [james.gatto@pillsburylaw.com](mailto:james.gatto@pillsburylaw.com)

8 *Attorneys for Defendant/Counterclaimant*  
9 *Environmental Systems Products, Inc.*

10 **~~{PROPOSED}~~ ORDER**

11 **IT IS HEREBY ORDERED** that pursuant to the above stipulation of the parties the  
12 deadline to file the ADR Certification (pursuant to Civil L.R. 16-8(b) and ADR L.R. 3-5(b))  
13 and Notice of Need for ADR Phone Conference (pursuant to Civil L.R. 16-8(c) and ADR L.R.  
14 3-5(b), (c)) currently set for December 17, 2010 is continued to December 23, 2010.

15 Dated: 12/20/2010.

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HONORABLE JEREMY FOGEL  
UNITED STATES DISTRICT JUDGE