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Attorneys for Defendant/Counterclaimant
ENVIRONMENTAL SYSTEMS PRODUCTS, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

INBAC, INC., a partnership,

Plaintiff,

v.

ENVIRONMENTAL SYSTEMS
PRODUCTS, INC., a corporation,

Defendant.

AND RELATED COUNTERCLAIM

Case No. 5:10-CV-04248 JF
**STIPULATED REQUEST TO
CONTINUE DEADLINE TO FILE
ADR FORMS AND ~~[PROPOSED]~~
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 23, 2010 to January 3, 2011.

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 were originally due December 17, 2010. *See Docs. 3, 17.*

14 4. The ADR Forms are currently due December 23, 2010. *See Doc. 22.*

15 5. The Parties have stipulated and agreed and hereby request the Court to
16 continue the deadline to file the ADR Forms from December 23, 2010 to January 3, 2011.

17 **STIPULATION**

18 Pursuant to Civil L.R. 6-1(b), the Parties hereby stipulate and agree to a continuance of
19 the deadline to file the ADR Forms and request that it be continued to January 3, 2011.

20 Dated: December 22, 2010

Respectfully submitted,

21 By: /s/Robert J. Nolan

22 Robert J. Nolan (#235738)

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

11 Dated: December 22, 2010

12 By: /s/Stuart C. Clark

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27 *Attorneys for Plaintiff/Counterdefendant*
28 *InBAC, Inc.*

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

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

32 By: /s/Robert J. Nolan

33 Robert J. Nolan (#235738)
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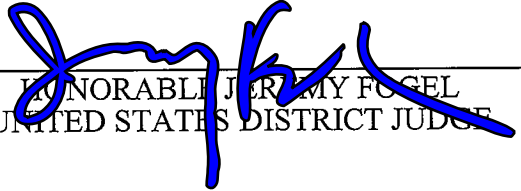
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9 *Attorneys for Defendant/Counterclaimant*
10 *Environmental Systems Products, Inc.*

11 **~~PROPOSED~~ ORDER**

12 **IT IS HEREBY ORDERED** that pursuant to the above stipulation of the parties the
13 deadline to file the ADR Certification (pursuant to Civil L.R. 16-8(b) and ADR L.R. 3-5(b))
14 and Notice of Need for ADR Phone Conference (pursuant to Civil L.R. 16-8(c) and ADR L.R.
15 3-5(b), (c)) currently set for December 23, 2010 is continued to January 3, 2011.

16 Dated: 12/29/2010.

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HONORABLE JEREMY FOGEL
UNITED STATES DISTRICT JUDGE