

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

GEORGE D. YARON, ESQ. (State Bar #96246)  
JAMES I SILVERSTEIN, ESQ. (State Bar #143543)  
gyaron@yaronlaw.com; jsilverstein@yaronlaw.com  
YARON & ASSOCIATES  
601 California St, 21<sup>st</sup> Floor  
San Francisco, California 94108  
Telephone: (415) 658-2929  
Facsimile: (415) 658-2930

Attorneys for Plaintiff  
PROBUILDERS SPECIALTY INSURANCE COMPANY, RRG

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

PROBUILDERS SPECIALTY INSURANCE)  
COMPANY, RRG, a District of Columbia, Risk)  
Retention Group, )

Plaintiff, )

v. )

VALLEY CORP. B., a California Corporation)  
formerly known as R.J. HAAS CORP.; RONALD)  
J. HAAS, an individual; TY LEVINE, an)  
individual; KAREN LEVINE, an individual; )  
SACHI ADACHI, an individual; TATSUKO)  
ADACHI, an individual; and R.J. HAAS)  
CONSTRUCTION CORP., a California)  
Corporation, )

Defendants. )

CASE NO.:5:10-cv-05533-EJD

**STIPULATION AND ~~PROPOSED~~  
ORDER (1) REFERRING THE  
MATTER TO A SETTLEMENT  
JUDGE; (2) CONTINUING THE  
HEARING ON RONALD J. HAAS'  
MOTION FOR DE NOVO  
DETERMINATION OF DISPOSITIVE  
MATTER REFERRED TO  
MAGISTRATE JUDGE UNTIL AFTER  
THE SETTLEMENT CONFERENCE;  
AND (3) KEEPING PROBUILDERS'  
PENDING MOTION FOR SUMMARY  
JUDGMENT UNDER SUBMISSION  
UNTIL THE COMPLETION OF THE  
SETTLEMENT CONFERENCE**

Plaintiff ProBuilders Specialty Insurance Company, RRG ("ProBuilders"),  
Defendant/Counter-Claimants Ronald J. Haas ("Haas"), and Ty and Karen Levine ("Levines")  
(collectively "Parties"), by and through their respective attorneys of record, hereby stipulate as  
follows:

1           1.       Pursuant to ADR Local Rule 7-2, the Parties hereby request that the Court refer this  
2 matter to a Settlement Conference. Given the involvement of Magistrate Judge Howard Lloyd and  
3 Judge Edward Davila in the instant action, the Parties request that the Settlement Conference be  
4 conducted by any District Court Judge or Magistrate Judge, other than Magistrate Judge Lloyd or  
5 Judge Davila.

6           2.       The Parties believe that it would be beneficial if the Settlement Conference took place  
7 prior to the resolution of two matters now pending before the Court. These two matters are (1)  
8 Ronald J. Haas' Motion for De Novo Determination of Dispositive Matter ("Motion for De Novo  
9 Determination"), which is currently set for hearing on February 8, 2012 [Docket No. 163], and (2)  
10 ProBuilders Specialty Insurance Company, RRG's Motion for Summary Judgment, or, in the  
11 alternative, Motion for Partial Summary Judgment ("Motion for Summary Judgment"), which the  
12 Court has taken under submission. [Docket No. 128.] The Parties believe that there would be a  
13 better chance of settling this lawsuit, if the parties did not know the outcome of (1) the Motion for  
14 De Novo Determination, and (2) the Motion for Summary Judgment at the time of the Settlement  
15 Conference.

16           3.       Therefore, the Parties hereby stipulate and agree that this matter will be scheduled for  
17 a Settlement Conference. The hearing date on the Motion for De Novo Determination will be  
18 continued to a date after the completion of the Settlement Conference. Moreover, the Court will  
19 keep the Motion for Summary Judgment under submission until, at least, the completion of the  
20 Settlement Conference.

21 ///

22 ///

23 ///

24 ///

25 ///

26 ///

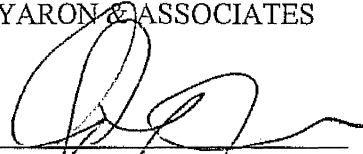
27 ///

28 ///

1           4.       This Stipulation will not alter the date of any other event or any other deadline already  
2 fixed by Court Order.

3  
4  
5  
6  
7 Dated: 25 Jan 2013

YARON & ASSOCIATES



GEORGE D. YARON, ESQ.  
JAMES SILVERSTEIN, ESQ.  
Attorneys for Plaintiff/Counter-Defendant  
PROBUILDERS SPECIALTY INSURANCE  
COMPANY

8  
9  
10  
11  
12  
13 Dated: 25 Jan 2013

SILICON VALLEY LAW GROUP, ALC

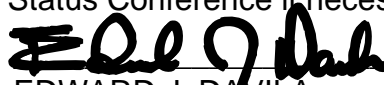


KIM DINCEL, ESQ.  
JULIE ROGERS, ESQ.  
CHRISTOPHER LAI, ESQ.  
Attorneys for Defendants/Counter-Claimants  
TY LEVINE, KAREN LEVINE, and  
RONALD J. HAAS

14  
15  
16  
17  
18  
19 **PURSUANT TO THE STIPULATION, IT IS SO ORDERED.**

20 Pursuant to ADR Local Rule 7-2, this case is referred to Magistrate Judge  
21 Jacqueline Scott Corley for a settlement conference to occur no later than **April**  
22 **30, 2013**. The parties shall contact Judge Corley's courtroom deputy to arrange a date.  
23 The court schedules this case for a Status Conference on **May 10, 2013, at 10:00**  
24 **a.m.** On or before **May 3, 2013**, the parties shall file a Joint Status Conference  
25 Statement which provides, inter alia, an update on the status of the case and the  
26 need to reschedule any case deadlines.  
27 The hearing on the Motion for De Novo Review of Magistrate's Recommendation is  
28 VACATED and will be rescheduled at the Status Conference if necessary.

DATED: January 30, 2013



EDWARD J. DAVILA  
United States District Judge