

1 [COUNSEL LISTED ON SIGNATURE PAGES]

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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
(SAN JOSE DIVISION)**

LANSMONT CORPORATION,

Plaintiff,

v.

SPX CORPORATION, a Delaware
corporation; SPECTRIS, PLC, a private
limited company; BRÜEL & KJAER, a
corporation; and HBM, INC., a corporation,

Defendants.

Civil Action No. 5:10-cv-05860-EJD

**STIPULATION AND [PROPOSED]
ORDER CONTINUING:**

**1. DEADLINE TO COMPLETE EARLY
NEUTRAL EVALUATION PROGRAM
SESSION**

**[ADR Local Rule 5-5 and Civil Local Rule
7-12]**

The Honorable Edward J. Davila
United States District Judge
Courtroom 1, 5th Floor

831014.1

STIPULATION AND [PROPOSED] ORDER
CONTINUING DATES AND DEADLINES

Civil Action No. 5:10-cv-05860-EJD

1 The following stipulation requests that the deadline for the parties to complete an
2 Early Neutral Evaluation ("ENE") Program session, currently set for September 28, 2011, be
3 continued to October 17, 2011 and that all related deadlines be continued accordingly.

4 **STIPULATION**

5 Pursuant to ADR Local Rule 5-5 and Civil Local Rule 7-12, Plaintiff Lansmont
6 Corporation ("Lansmont") and Defendant SPX Corporation ("SPX"), the only parties remaining in
7 this action, stipulate and request as follows:

8 1. WHEREAS, on June 30, 2011, the Court issued an Order Referring Case to
9 Early Neutral Evaluation, (Docket No. 52) ordering that the parties attend an ENE session within
10 90 days of the Order, which deadline would expire on September 28, 2011;

11 2. WHEREAS, on July 26, 2011, the Clerk of Court issued a Notice of
12 Appointment of Evaluator, appointing John L. Cooper as the Evaluator for this case (Docket No.
13 56);

14 3. WHEREAS, on September 8, 2011, the parties and the Evaluator agreed
15 upon a date of October 17, 2011 at 9:00 a.m. for the ENE session, which agreement followed after
16 their August 30, 2011 ADR Local Rule 5-7 scheduling conference;

17 NOW, THEREFORE, IT IS HEREBY STIPULATED AND REQUESTED that the
18 Court continue the current September 28, 2011 deadline to hold an Early Neutral Evaluation
19 session to **October 17, 2011**, and continue all related deadlines accordingly.

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1 **E-FILING ATTESTATION**

2 By his signature below, and pursuant to General Order 45, counsel for SPX attests
3 that counsel for all parties whose electronic signatures appear below have concurred in the filing
4 of this Stipulation.

5
6 Dated: September 12, 2011

PEARSON SIMON WARSHAW & PENNY LLP

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20
21 Dated: September 12, 2011

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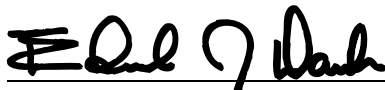
Attorneys for Defendant
SPX CORPORATION

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ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: September 19, 2011



The Honorable Edward J. Davila
United States District Court Judge