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E-FILED: December 7, 2012

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10 Attorneys for Defendants,
MISSION SAN JOSE AIRPORT, LLC,
11 AND MISSION YOGURT, INC.

12
 13 **UNITED STATES DISTRICT COURT**
 14 **NORTHERN DISTRICT OF CALIFORNIA**

16 AREAS USA SJC, LLC, a California limited
liability company,

CASE NO. C11-04487 HRL

17 Plaintiff,

**JOINT STIPULATION REQUESTING
 PARTIAL RELIEF FROM THE CASE
 MANAGEMENT SCHEDULING ORDER,
 AND EXTENDING PARTIES' DEADLINE
 TO COMPLETE SETTLEMENT
 CONFERENCE**

18 vs.

19 MISSION SAN JOSE AIRPORT, LLC, a
 20 Colorado limited liability corporation; and
 21 MISSION YOGURT, INC., a Colorado
 corporation,

Magistrate Judge: Hon. Howard Lloyd

22 Defendants.

23
24 and related Counterclaim.

Complaint filed: September 9, 2011
 Trial Date: January 7, 2013

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**JOINT STIPULATION FOR RELIEF FROM CASE MANAGEMENT SCHEDULING
 ORDER, AND FOR EXTENSION OF DEADLINE FOR SETTLEMENT CONFERENCE**
 WPB 382,931,573v1 12-5-12

1 STIPULATION

2 The parties to this action, Plaintiff Areas USA SJC, LLC (“Areas”) and
3 Defendants/Counterclaimants Mission San Jose Airport, LLC and Mission Yogurt, Inc. (collectively
4 “Mission”), by and through their counsel of record, hereby stipulate and agree as follows:

5 WHEREAS the Court’s November 29, 2011, Case Management Scheduling Order instructed
6 the parties to arrange a Settlement Conference before Magistrate Judge Grewal in advance of the
7 parties’ December 18, 2012, Pretrial Conference in the event that the case had not yet settled;

8 WHEREAS the parties have continued to discuss the possibility of settlement throughout this
9 litigation, and *today* are in fact meeting in person for at least the third attempt at reaching a
10 resolution before trial;

11 WHEREAS the parties have not obtained a date with Magistrate Judge Grewal prior to the
12 December 18, 2012, Pretrial Conference, and Magistrate Judge Grewal has no available dates prior
13 to December 18;

14 WHEREAS the first date that the parties are able to arrange for a Settlement Conference with
15 Magistrate Judge Grewal is January 2, 2013, and the parties have in fact secured that date with
16 Magistrate Judge Grewal’s chambers;

17 THEREFORE, the parties hereby stipulate to this request for partial relief from the Court’s
18 Case Management Scheduling Order, and for an extension of the Court’s deadline for a mandatory
19 Settlement Conference to January 2, 2013.

20 The parties jointly apologize to the Court for their oversight.

21 **IT IS SO STIPULATED.**

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25 Dated: December 6, 2012

GREENBERG TRAURIG, LLP

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27 By: /s/ Scott D. Bertzyk
28 Scott D. Bertzyk
Attorneys for Plaintiff and Counter-Defendant,
AREAS USA SJC, LLC

1 Dated: December 6, 2012

BRYAN CAVE, LLP

2
3 By: /s/ Daniel T. Rockey
4 Daniel T. Rockey
5 Attorneys for Defendants and Counter-Claimants
6 MISSION SAN JOSE AIRPORT, LLC and
7 MISSION YOGURT, INC.

8 **ATTESTATION CLAUSE**

9 I, Denise M. Mayo, am the ECF User whose ID and password are being used to file this
10 JOINT STIPULATION REQUESTING PARTIAL RELIEF FROM THE CASE MANAGEMENT
11 SCHEDULING ORDER, AND EXTENDING PARTIES' DEADLINE TO COMPLETE
12 SETTLEMENT CONFERENCE. In compliance with General Order 45, X.B., I hereby attest that
13 Daniel T. Rockey has concurred in this filing.

14 Date: December 6, 2012

GREENBERG TRAURIG LLP

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16 By: /s/ Denise M. Mayo
17 Denise M. Mayo
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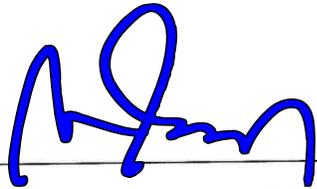
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ORDER

Based upon the foregoing, and good cause appearing therefor, **IT IS HEREBY ORDERED**
as follows:

The last day for Plaintiff Areas USA SJC, LLC and Defendants/Counterclaimants Mission San Jose Airport, LLC and Mission Yogurt, Inc. to participate in a Settlement Conference, with Magistrate Judge Grewal presiding, shall be extended to January 2, 2013.

DATED: December 7, 2012


Magistrate Judge Howard R. Lloyd