

1 **RIMAC MARTIN, P.C.**  
 JOSEPH M. RIMAC – State Bar No. 72381  
 2 GRANT E. INGRAM – State Bar No. 242785  
 1051 Divisadero Street  
 3 San Francisco, CA 94115  
 4 Telephone: (415) 561-8440  
 Facsimile: (415) 561-8430  
 5

6 **MOUND COTTON WOLLAN & GREENGRASS**  
 Jeffrey S. Weinstein, appearing *pro hac vice*  
 7 Renee M. Plessner, appearing *pro hac vice*  
 One Battery Park Plaza  
 8 New York, New York 10004  
 Telephone: (212) 804-4200  
 9 Facsimile: (212) 344-8066

10 **IN THE UNITED STATES DISTRICT COURT**  
 11 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

12 CITY OF CAPITOLA,	)	Case No.: 5:12-cv-03428-LHK
	)	
13 Plaintiff,	)	
	)	<b>STIPULATION CONTINUING</b>
14 v.	)	<b>CASE MANAGEMENT</b>
	)	<b>CONFERENCE; <del>PROPOSED</del></b>
15	)	<b>ORDER</b>
16 LEXINGTON INSURANCE COMPANY,	)	
and DOES 1 through 100, inclusive,	)	
	)	
17 Defendants.	)	
	)	
18	)	
19	)	

20

21 A Case Management Conference in this matter is scheduled for October 10, 2012.  
 22 Counsel for Defendant Lexington Insurance Company, Jeffrey S. Weinstein, appearing *pro hac*  
 23 *vice*, is the attorney with the most knowledge concerning the facts of this matter, however, he  
 24 will be out of the country on October 10, 2012 attending to another matter.

25

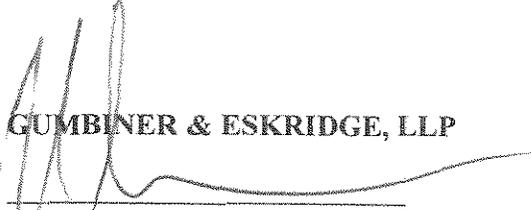
26

1 Counsel for Plaintiff, Joel P. Gumbiner, has agreed to an adjournment of the Case  
2 Management Conference to October 31, 2012. Mr. Gumbiner has advised that he is scheduled to  
3 be in a trial in Los Angeles during the week of October 10, 2012, and if that trial proceeds, he  
4 also would not be available for a Case Management Conference on October 10, 2012.

5 The parties agree to file the Joint Case Management Conference Statement by the date  
6 originally set by the Court, October 3, 2012.

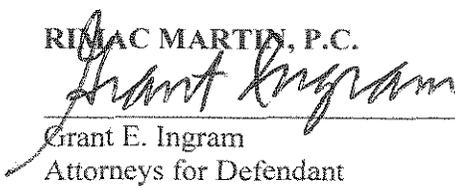
7  
8 IT IS SO STIPULATED.

9 Dated: August 22, 2012

  
GUMBINER & ESKRIDGE, LLP

10  
11 Joel P. Gumbiner  
12 Attorney for Plaintiff  
City of Capitola

13 Dated: August 22 2012

  
RIMAC MARTIN, P.C.

14  
15 Grant E. Ingram  
16 Attorneys for Defendant  
Lexington Insurance Company

17  
18 ~~[PROPOSED ORDER]~~

19 The Case Management Conference in this matter, originally scheduled for October 10,  
20 2012 at 2:00 p.m., is hereby adjourned to October 31, 2012 at 2:00 p.m.

21 IT IS SO ORDERED.

22 Dated: August 23, 2012

  
United States District Judge