

E-FILED: July 9, 2013

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6 Attorneys for Defendants and Counterclaim Plaintiff

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8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA - SAN JOSE DIVISION

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11 Unites States of America, For the Use of SAN
BENITO SUPPLY, a California corporation,

12 Plaintiff,

13 v.

14 KISAO-RQ 8A 2 JV, a joint venture; FRAZIER
15 MASONRY COMPANY, a California corporation;
16 FEDERAL INSURANCE COMPANY, an Indiana
corporation, WESTERN SURETY COMPANY, a
South Dakota corporation,

17 Defendants.

18
19 FRAZIER MASONRY COMPANY, a California
corporation,

20 Counterclaim Plaintiff,

21 v.

22 SAN BENITO SUPPLY, a California corporation

23 Counterclaim Defendant.
24

) Case No.: CV13-0469

) **STIPULATION FOR EXTENSION OF
THE DEADLINE FOR CONDUCTING
MEDIATION, AND ORDER THEREON**

) ADR Local Rule 6-5

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1 IT IS HEREBY STIPULATED AND AGREED by and between Plaintiff, United States of
2 America, For the Use of San Benito Supply, by and through its attorneys of record, Monteleone &
3 McCrory, LLP, and Defendants KISAQ-RQ 8A 2 JV, Federal Insurance Company and Western Surety
4 Company, and Defendant and Counterclaim Plaintiff Frazier Masonry Corporation, by and through their
5 attorneys Case, Ibrahim & Clauss, LLP, as follows based on the herein below facts and terms:

6 1. The mediation hearing is currently set for July 16, 2013 which is also the mediation
7 deadline in this action;

8 2. The parties have propounded request for production of documents to each other and
9 subpoenas to third parties. The responsive documents are to be produced by the end of June and early
10 July;

11 3. Because of the proximity of the dates for production of documents to the mediation
12 renders it impractical to fully prepare for a meaningful mediation, the parties desire to continue the
13 mediation deadline to September 15, 2013, and reschedule the mediation date for sometime in August
14 or early September in order to allow for time to review the records to be produced and have meaningful
15 settlement discussions.

16 4. The parties, through their attorneys of record hereby stipulate to the continuance of the
17 mediation deadline to September 14, 2013.


18 5. This stipulation may be executed by fax and that a fax signature will be treated as an
19 original for all purposes.

20 6. This stipulation may be executed in counterparts, and that all executed counterparts will
21 be taken together and treated as one full and complete document.

22 **IT IS SO STIPULATED AND AGREED.**

23 Dated: June 13, 2013

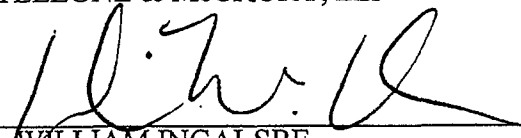
CASE, IBRAHIM & CLAUSS, LLP

24
25 By: 
26 BRIAN S. CASE
27 F. ALBERT IBRAHIM
28 Attorneys for KISAQ-RQ 8A JV, Frazier Masonry
Company, Federal Insurance Company and
Western Surety Company

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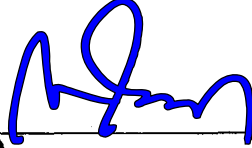
Dated: June 13, 2013

MONTELEONE & McCRORY, LLP

By: 
WILLIAM INGALSBE
DIANA DRON
Attorneys for San Benito Supply

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Date: ~~June~~ , 2013


HOWARD R. LLOYD
United States Magistrate Judge

July 8, 2013