

E-Filed: December 20, 2013

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA – SAN JOSE DIVISION

UNITED STATES OF AMERICA, For the Use)
of SAN BENITO SUPPLY, a California)
corporation,)
)
Plaintiff,)
)
v.)
)
KISAQ-RQ 8A 2 JV, a joint venture;)
FRAZIER MASONRY COMPANY, a)
California corporation; FEDERAL)
INSURANCE COMPANY, an Indiana)
corporation; WESTERN SURETY)
COMPANY, a South Dakota corporation,)
)
Defendants.)

CASE NO. 5:13-CV-00469-HRL

**STIPULATION FOR EXTENSION OF
THE FACT DISCOVERY, EXPERT
DISCLOSURES AND RELATED
REPORTS, EXPERT DISCOVERY,
AND ORDER THEREON**

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

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1 9. San Benito Supply has been in contact with the Office of Counsel for the Corps.
2 As of December 2, 2013, permission has not been given to take the deposition of Mr. Mai.

3 10. San Benito Supply, Frazier Masonry Corporation, and KISAQ-RQ 8A 2 JV agree
4 that an additional 30 days are needed to complete the fact discovery and that all other discovery
5 cutoff dates should be extended by 30 days.

6 11. The parties, through their attorneys of record, hereby stipulate to the continuance
7 of the Fact Discovery cutoff date from December 13, 2013 to January 13, 2014.

8 12. The parties, through their attorneys of record, hereby stipulate to the continuance
9 of the service of expert designations (with reports) deadline from December 19, 2013 to
10 January 20, 2014.

11 13. The parties, through their attorneys of record, hereby stipulate to the continuance
12 of the rebuttal expert designations (with reports) deadline from January 3, 2014 to February 3,
13 2014.

14 14. The parties, through their attorneys of record, hereby stipulate to the continuance
15 of the Expert Discovery cutoff date from from January 20, 2014 to February 20, 2014.

16 15. This stipulation may be executed by fax or email and that fax or email signature
17 will be treated as an original for all purposes.

18 16. This stipulation may be executed in counterparts, and that all executed
19 counterparts will be taken together and treated as one full and complete document.

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

21 DATED: December 3, 2013

MONTELEONE & McCRORY, LLP

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23
24 By 
25 WILLIAM J. INGALSBE
26 DIANA M. DRON
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DATED: December 3, 2013

CASE, IBRAHIM & CLAUSS, LLP

By: 
BRIAN S. CASE
F. ALBERT IBRAHIM
Attorneys for Defendants KISAQ-RQ 8A JV.,
FEDERAL INSURANCE COMPANY AND
WESTERN SURETY COMPANY and
Defendant/Counterclaimant FRAZIER MASONRY
CORPORATION
aibrahim@ciqlaw.com

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Date: December 20, 2013


HOWARD R. LLOYD
United States Magistrate Judge