

E-FILED: August 13, 2013

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10 Attorneys for Plaintiff:
 11 BAYKEEPER

12 UNITED STATES DISTRICT COURT
 13 NORTHERN DISTRICT OF CALIFORNIA
 14 SAN JOSE DIVISION

15 SAN FRANCISCO BAYKEEPER, a non-profit
 16 corporation,

17 Plaintiff,

18 v.

19 PREMIER RECYCLE COMPANY,

20 Defendant.

Civil No. C 13-01695 HRL

**STIPULATION TO CONTINUE CASE
 MANAGEMENT CONFERENCE AND
 ASSOCIATED DEADLINES; ~~PROPOSED~~
 ORDER**

Fed. R. Civ. P. 26(f); L.R. 16-10

Honorable Howard R. Lloyd

1 Plaintiff San Francisco Baykeeper (“Baykeeper”) and Defendant Premier Recycle Company
2 (“Premier Recycle”) in the above-captioned action respectfully submit this stipulation as follows:

3 **WHEREAS**, Baykeeper and Premier Recycle (collectively, the “Parties”) have been working
4 together in good faith to reach a settlement in this action;

5 **WHEREAS**, the Parties have already exchanged and are currently finalizing the terms of what
6 they anticipate will be a final Consent Decree for approval by the court;

7 **WHEREAS**, the Court’s Order Setting Initial Case Management Conference and ADR
8 Deadlines (“Scheduling Order”) set the initial Case Management Conference in this matter for July 23,
9 2013 at 1:30 pm;

10 **WHEREAS**, per a previous Stipulation and Order of the Court, the Initial Case Management
11 Conference was continued until August 20, 2013 at 1:30 p.m.;

12 **WHEREAS**, the Scheduling Order states that if the Initial Case Management Conference is
13 continued, the other deadlines are continued accordingly;

14 **WHEREAS**, the Parties desire to continue negotiating settlement in good faith and anticipate
15 reaching a final settlement in this action within the next four (4) weeks;

16 **NOW, THEREFORE, THE PARTIES STIPULATE AS FOLLOWS:**

- 17 1. The Case Management Conference shall be continued to September 10, 2013 at 1:30 pm,
18 or as soon thereafter as the Court is available.
- 19 2. The Parties’ ADR certifications and stipulations to ADR process or notices of need for
20 an ADR phone conference shall be due two weeks before the Case Management
21 Conference.
- 22 3. The Parties’ Rule 26(f) Report and Joint Case Management Statement shall be due one
23 week before the Case Management Conference.
- 24 4. The Parties shall make initial disclosures or state objections in their Rule 26(f) Report no
25 later than one week before the Case Management Conference.

26 Dated: August 1, 2013

Respectfully submitted,

By:

/s/ Andrea Kopecky
Andrea Kopecky
Attorney for Plaintiff
SAN FRANCISCO BAYKEEPER

By:

/s/ Anna Le May
Anna Le May
Attorney for Defendant
PREMIER RECYCLE

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1 **[PROPOSED] ORDER**

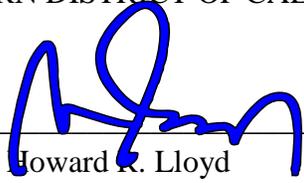
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3 GOOD CAUSE APPEARING,

- 4 1. The Case Management Conference shall be continued to September 10, 2013 at 1:30
5 pm. **Related deadlines are adjusted accordingly.**
- 6 2. ~~The ADR certifications and stipulations to ADR process or notices of need for an ADR~~
7 ~~phone conference shall be filed no later than _____.~~
- 8 3. ~~The Parties' Rule 26(f) Report and Joint Case Management Statement shall be filed no~~
9 ~~later than _____.~~
- 10 4. ~~The Parties shall make initial disclosures or state objections in their Rule 26(f) Report no~~
11 ~~later than _____.~~

12 **IT IS SO ORDERED.**

13
14 Date: August 13, 2013

NORTHERN DISTRICT OF CALIFORNIA

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18 _____
19 Honorable Howard R. Lloyd
20 United States District Court
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