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7 Attorneys for Defendant Premier Recycle Company

10 UNITED STATES DISTRICT COURT  
 11 NORTHERN DISTRICT OF CALIFORNIA  
 12 SAN JOSE DIVISION

13 SAN FRANCISCO BAYKEEPER, a non-profit  
 14 corporation,

15 Plaintiff,

16 v.

17 PREMIER RECYCLE COMPANY,

18 Defendant.

Civil No. C 13-01695 HRL

19 **STIPULATION TO CONTINUE CASE**  
 20 **MANAGEMENT CONFERENCE AND**  
 21 **ASSOCIATED DEADLINES; ~~PROPOSED~~**  
 22 **ORDER**

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

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

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

16 **WHEREAS**, the Parties desire to continue negotiating settlement in good faith and anticipate  
17 reaching a final settlement in this action within the next three (3) weeks;

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

- 19 1. The Case Management Conference shall be continued to October 1, 2013 at 1:30 pm, or  
20 as soon thereafter as the Court is available.
- 21 2. The Parties’ ADR certifications and stipulations to ADR process or notices of need for  
22 an ADR phone conference shall be due two weeks before the Case Management  
23 Conference.
- 24 3. The Parties’ Rule 26(f) Report and Joint Case Management Statement shall be due one  
25 week before the Case Management Conference.
- 26  
27  
28



~~[PROPOSED]~~ ORDER

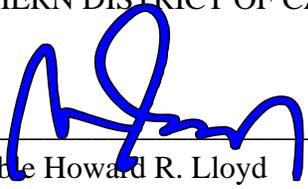
GOOD CAUSE APPEARING,

1. The Case Management Conference shall be continued to October 1, 2013 at 1:30 pm.
2. The ADR certifications and stipulations to ADR process or notices of need for an ADR phone conference shall be filed no later than September 17, 2013.
3. The Parties' Rule 26(f) Report and Joint Case Management Statement shall be filed no later than September 24, 2013.
4. The Parties shall make initial disclosures or state objections in their Rule 26(f) Report no later than September 24, 2013.

**IT IS SO ORDERED.**

Date: 9/6/13

NORTHERN DISTRICT OF CALIFORNIA



\_\_\_\_\_  
Honorable Howard R. Lloyd  
United States District Court