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1 William W. Funderburk Jr. (SBN 176244)
 2 Anna L. Le May (SBN 258312)
 3 CASTELLÓN & FUNDERBURK LLP
 4 811 Wilshire Boulevard, Suite 1025
 5 Los Angeles, California 90017
 6 Telephone: (213) 623-7515
 7 Facsimile: (213) 532-3984
 8 wfunderburk@candffirm.com
 9 alemay@candffirm.com

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

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

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**, 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**, per a previous Stipulation and Order of the Court, the Initial Case Management
15 Conference was continued until October 1, 2013;

16 **WHEREAS**, per a previous Stipulation and Order of the Court, the Initial Case Management
17 Conference was continued until October 29, 2013;

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

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

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

- 23 1. The Case Management Conference shall be continued to November 19, 2013 at 1:30 pm,
24 or as soon thereafter as the Court is available.
25 2. The Parties’ Rule 26(f) Report and Joint Case Management Statement shall be due one
26 week before the Case Management Conference.

1 ~~[PROPOSED]~~ ORDER

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3 GOOD CAUSE APPEARING,

- 4 1. The Case Management Conference shall be continued to November 19, 2013 at 1:30
5 pm.
6 2. The Parties' Rule 26(f) Report and Joint Case Management Statement shall be filed no
7 later than November 12, 2013.
8 3. The Parties shall make initial disclosures or state objections in their Rule 26(f) Report no
9 later than November 12, 2013.*

10 **IT IS SO ORDERED.**

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12 Date: 10/22/13

NORTHERN DISTRICT OF CALIFORNIA

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15 Honorable Howard R. Lloyd
16 United States District Court

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18 *The Court does not intend to grant further continuances of the case management conference.
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