

1 KEKER & VAN NEST LLP  
JOHN KEKER - # 49092  
2 jkeker@kvn.com  
PAULA L. BLIZZARD - # 207920  
3 pblizzard@kvn.com  
THOMAS E. GORMAN - # 279409  
4 tgorman@kvn.com  
633 Battery Street  
San Francisco, CA 94111-1809  
5 Telephone: 415 391 5400  
Facsimile: 415 397 7188

6 PROSKAUER ROSE LLP  
7 Bradley I. Ruskin (*pro hac vice*)  
bruskin@proskauer.com  
8 Eleven Times Square  
New York, NY 10036  
9 Telephone: 212-969-3000  
Facsimile: 212-969-2900

10 PROSKAUER ROSE LLP  
11 Scott P. Cooper (SBN 96905)  
scooper@proskauer.com  
Sarah Kroll-Rosenbaum (SBN 272358)  
12 skroll-rosenbaum@proskauer.com  
Jennifer L. Roche (SBN 254538)  
13 jroche@proskauer.com  
Shawn S. Ledingham, Jr. (SBN 275268)  
14 sledingham@proskauer.com  
2049 Century Park East, 32nd Floor  
Los Angeles, CA 90067-3206  
15 Telephone: 310-557-2900  
Facsimile: 310-557-2193

16 Attorneys for Defendants  
17 OFFICE OF THE COMMISSIONER OF BASEBALL,  
an unincorporated association doing business as Major League  
18 Baseball; and ALLAN HUBER "BUD" SELIG

19 UNITED STATES DISTRICT COURT

20 NORTHERN DISTRICT OF CALIFORNIA / SAN JOSE DIVISION

21 CITY OF SAN JOSÉ; CITY OF SAN  
JOSE AS SUCCESSOR AGENCY TO  
22 THE REDEVELOPMENT AGENCY OF  
THE CITY OF SAN JOSÉ; and THE SAN  
23 JOSÉ DIRIDON DEVELOPMENT  
AUTHORITY,

24 Plaintiffs,

25 v.

26 OFFICE OF THE COMMISSIONER OF  
BASEBALL, an unincorporated association  
doing business as Major League Baseball;  
27 and ALLAN HUBER "BUD" SELIG,

28 Defendants.

JOSEPH W. COTCHETT (SBN 36324)  
jcotchett@cpmlegal.com  
PHILIP L. GREGORY (SBN 95217)  
pgregory@cpmlegal.com  
FRANK C. DAMRELL, JR (SBN 37126)  
fdamrell@cpmlegal.com  
ANNE MARIE MURPHY (SBN 202540)  
amurphy@cpmlegal.com  
COTCHETT, PITRE & MCCARTHY, LLP  
840 Malcolm Road  
Burlingame, California 94010  
Telephone: (650) 697-6000  
Facsimile: (650) 692-3606

Attorneys for Plaintiffs  
THE CITY OF SAN JOSE; THE CITY OF  
JOSE, AS SUCCESSOR AGENCY TO THE  
REDEVELOPMENT AGENCY OF THE  
CITY OF SAN JOSE; and THE SAN JOSE  
DIRIDON DEVELOPMENT AUTHORITY

**JOINT STIPULATION AND  
ORDER TO EXTEND ADR DEADLINE**

Case No. 13-CV-02787-RMW

**JOINT STIPULATION AND  
ORDER TO EXTEND ADR DEADLINE**

Judge: Hon. Ronald M. Whyte

Date Filed: June 18, 2013

Trial Date: None set

1 Plaintiffs City of San Jose, City of San Jose as successor agency to the Redevelopment  
2 Agency of the City of San Jose, and the San Jose Diridon Development Authority (collectively  
3 “San Jose” or “Plaintiffs”) and Defendants the Office of the Commissioner of Baseball and Allan  
4 H. Selig (collectively “MLB” or “Defendants”) (collectively, the “Parties”), jointly submit this  
5 Joint Stipulation and Proposed Order to Extend ADR Deadline.

6 WHEREAS, on June 18, 2013, the Court assigned this matter to the Alternative Dispute  
7 Resolution (ADR) Multi-Option Program (*see* Dkt. 4);

8 WHEREAS, Local Rules require the Parties to either stipulate to an ADR option or  
9 request a telephone conference with ADR staff (*see* N.D. Cal. Civ. L.R. 16-8(c); N.D. Cal. ADR  
10 L.R. 3-5(c));

11 WHEREAS, the Defendants have filed a Motion to Dismiss all of Plaintiffs’ claims for  
12 failure to state a claim (*see* Dkt. 25);

13 WHEREAS, the Parties do not believe they can settle on an agreed ADR process until the  
14 Court clarifies the scope of this matter by ruling on the Motion to Dismiss.

15 IT IS HEREBY STIPULATED AND AGREED that the deadline to file a Stipulation to  
16 ADR Process or Notice of Need for ADR Telephone Conference is hereby extended until 30 days  
17 after the Court rules on any Motion to Dismiss.

18  
19  
20 Dated: September 12, 2013

KEKER & VAN NEST LLP

21  
22 By: /s/ John Keker

JOHN KEKER  
PAULA L. BLIZZARD  
THOMAS E. GORMAN

23  
24 Attorneys for Defendants  
25 OFFICE OF THE COMMISSIONER OF  
BASEBALL,  
26 an unincorporated association doing  
business as Major League  
27 Baseball; and ALLAN HUBER “BUD”  
SELIG  
28

1 Dated: September 12, 2013

COTCHETT, PITRE & MCCARTHY, LLP

3 By: /s/ Joseph W. Cotchett

4 JOSEPH W. COTCHETT  
5 PHILIP L. GREGORY  
6 FRANK C. DAMRELL, JR.  
7 ANNE MARIE MURPHY

8 Attorneys for Plaintiffs  
9 CITY OF SAN JOSE; CITY OF SAN  
10 JOSE AS SUCCESSOR AGENCY TO  
11 THE REDEVELOPMENT AGENCY OF  
12 THE CITY OF SAN JOSE; and THE SAN  
13 JOSE DIRIDON DEVELOPMENT  
14 AUTHORITY

15 IT IS SO ORDERED.

16 DATED: JUL 11 2013



17 The Honorable Ronald M. Whyte  
18 Judge of the Northern District of California