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 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 MISSION TRAIL WASTE SYSTEMS, INC.,

18 Defendant.

Civil No. 5:15-cv-03465-NC

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

(Federal Water Pollution Control Act, 33  
 U.S.C. § 1251 *et seq.*)

Magistrate Judge Nathanael M. Cousins

1 Plaintiff San Francisco Baykeeper (“Baykeeper”) and Defendant Mission Trail Waste Systems,  
2 Inc. (“Mission Trail”) respectfully submit this stipulation as follows:

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

5 WHEREAS, the Court’s Order Setting the Initial Case Management Conference and ADR  
6 Deadlines (“Scheduling Order”) set the Initial Case Management Conference in this matter for October  
7 28, 2015 at 10:00 am;

8 WHEREAS, the Scheduling Order states that if the Initial Case Management Conference is  
9 continued, the other deadlines in the Scheduling Order are continued accordingly;

10 WHEREAS, on October 6, 2015, the Court, in response to Baykeeper’s request, continued the  
11 Case Management Conference to December 2, 2015;

12 WHEREAS, the Parties have continued settlement discussions but have not yet reached a final  
13 agreement;

14 WHEREAS, the Parties desire to continue informal negotiations in good faith, and anticipate  
15 reaching a final settlement in this action within the next five (5) weeks;

16 NOW, THEREFORE, THE PARTIES STIPULATE AS FOLLOWS:

17 1. The Case Management Conference shall be continued to January 6, 2016, at 10:00 a.m.,  
18 or at such later date that is convenient for the Court;

19 2. The ADR certifications and stipulations to the ADR process or notices of need for an  
20 ADR phone conference shall be filed no later than one week before the Case Management Conference.

21 3. The Parties’ Rule 26(f) Report and Joint Case Management Statement shall be filed no  
22 later than one week before the Case Management Conference.

23 4. The Parties shall make initial disclosures or state objections in their Rule 26(f) Report no  
24 later than one week before the Case Management Conference.

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1 Dated: November 23, 2015

Respectfully Submitted,

2 /s/ Erica A. Maharg

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Erica A. Maharg  
4 Attorney for Plaintiff  
SAN FRANCISCO BAYKEEPER

5 Dated: November 23, 2015

/s/ Michael V. Brady

6 \_\_\_\_\_  
7 Michael V. Brady  
8 Attorney for Defendant  
MISSION TRAIL WASTE SYSTEMS, INC.

~~PROPOSED~~ ORDER

GOOD CAUSE APPEARING,

1. The Case Management Conference shall be continued to January 6, 2016, at 10:00 am.
2. The ADR certifications and stipulations to the ADR process or notices of need for an ADR phone conference shall be filed no later than one week before the Case Management Conference.
3. The Parties' Rule 26(f) Report and Joint Case Management Statement shall be filed no later than one week before the Case Management Conference, including defendant's consent/declination.
4. The Parties shall make initial disclosures or state objections in their Rule 26(f) Report no later than one week before the Case Management Conference.

IT IS SO ORDERED.

DATE: November 25, 2015

NORTHERN DISTRICT OF CALIFORNIA

