

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

THE LUNKENHEIMER COMPANY,	:	Case No. 1:11-cv-824
et al.	:	
	:	Judge Timothy S. Black
Plaintiffs,	:	
	:	
v.	:	
	:	
TYCO FLOW CONTROL PACIFIC PTY	:	
LTD., now known as PENTAIR FLOW	:	
CONTROL PACIFIC PTY LTD.	:	
	:	
Defendant.	:	
	:	
<hr/>	:	
TYCO FLOW CONTROL PACIFIC PTY	:	
LTD., now known as PENTAIR FLOW	:	
CONTROL PACIFIC PTY LTD.	:	
	:	
Counterclaim Plaintiff,	:	
	:	
v.	:	
	:	
THE LUNKENHEIMER COMPANY,	:	
et al.	:	
	:	
Counterclaim Defendants.	:	
	:	

STIPULATION TO EXTEND TIME TO FILE RESPONSE TO AMENDED COMPLAINT

IT IS HEREBY STIPULATED AND AGREED by Counsel for Plaintiffs/Counterclaim Defendants The Lunkenheimer Company, Uswatta Partners, LLC, Uswatta Partners, Consolidated Valves, Ltd., The Lunkenheimer Company, Inc., The Lunkenheimer Company, Ltd., Dr. Bernard DeSilva, the Estate of Sheila DeSilva, Conflow Manufacturing, Inc. and Lunkenheimer-Energovalves, Inc. (collectively "Plaintiffs/Counterclaim Defendants") and Counsel for Tyco Flow Control Pacific Pty Ltd. ("Defendant"), now known as Pentair Flow Control Pacific Pty Ltd., as follows:

WHEREAS, Plaintiffs filed their First Amended Complaint on September 4, 2013;

WHEREAS, a response to Plaintiffs' First Amended Complaint is due on Monday, September 23, 2013; and

WHEREAS, the parties have reached terms of settlement in principle, but are working on the language of a binding settlement agreement to be signed:

(1) The parties agree to a thirty (30) day extension of time to respond to the First Amended Complaint. Thus, Defendant's response to Plaintiff's First Amended Complaint will be due on Wednesday, October 23, 2013.

It is so stipulated this 23rd day of September 2013.

/S/ James Thomas Hodges, Esq. by /S/ M. Kelly
Tillery, Esq. per email authorization

James Thomas Hodges, Esq.
708 Walnut Street, Suite 600
Cincinnati, Ohio 45202

Patrick J. Hanley, Esq.
214 East Fourth Street
Covington, KY 41011

*Counsel for Plaintiffs The Lunkenheimer
Company, Uswatta Partners, LLC, Uswatta
Partners, and Consolidated Valves, Ltd. and
Counterclaim Defendants The Lunkenheimer
Company Inc., The Lunkenheimer Company,
Ltd., Conflow Manufacturing, Inc., Dr.
Bernard DeSilva, and Lunkenheimer-
Energovalves, Inc.*

/S/ M. Kelly Tillery, Esq.

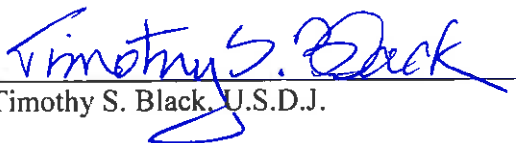
John C. Hansberry, (Ohio Reg. 0065673)
PEPPER HAMILTON LLP
500 Grant Street, 50th Floor
Pittsburgh, PA 15218-2502
(412) 454-5000
(412) 281-0717 (fax)
Email: hansberj@pepperlaw.com

M. Kelly Tillery*
3000 Two Logan Square
18th and Arch Streets
Philadelphia, PA 19103
(215) 981-4000
(215) 981-4750 (fax)
Email: tilleryk@pepperlaw.com

**Pro Hac Vice*

*Counsel for Defendants Tyco Flow Control
Pacific Pty Ltd.*

IT IS SO ORDERED this 23rd day of September, 2013.


Timothy S. Black, U.S.D.J.

CERTIFICATE OF SERVICE

I, M. Kelly Tillery, Esquire, hereby certify that on September 23, 2013 I caused the foregoing Stipulation to be served via the CM/ECF System on the following:

Gary F. Franke, Esq.
Gary F. Franke Co., L.P.A.
120 East 4th Street - Suite 1040
Cincinnati, Ohio 45202

Counsel for Cincinnati Valve Company

James Thomas Hodges, Esq.
708 Walnut Street, Suite 600
Cincinnati, Ohio 45202

Patrick J. Hanley, Esq.
214 East Fourth Street
Covington, KY 41011

Counsel for Plaintiffs The Lunkenheimer Company, Uswatta Partners, LLC, Uswatta Partners, and Consolidated Valves, Ltd. and Counterclaim Defendants The Lunkenheimer Company, Inc., The Lunkenheimer Company, Ltd., Consolidated Valves, Ltd., Uswatta Partners, LLC, Dr. Bernard DeSilva, The Estate of Sheila DeSilva, Conflow Manufacturing, Inc. and Lunkenheimer-Energovalves, Inc.

/s/ M. Kelly Tillery, Esquire
M. Kelly Tillery, Esquire