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29 *Attorneys for Defendant*  
30 NEW UNITED MOTOR MANUFACTURING, INC.

31 **UNITED STATES DISTRICT COURT  
32 NORTHERN DISTRICT OF CALIFORNIA  
33 SAN FRANCISCO DIVISION**

34 PENSION BENEFIT GUARANTY ) CASE NO. CV-10-0898 WHA  
35 CORPORATION, )  
36 Plaintiff, ) **STIPULATED JOINT MOTION TO  
37 vs. ) CONTINUE CASE MANAGEMENT  
38 ) CONFERENCE SET FOR JUNE 17,  
39 ) 2010 AT 11:00 A.M. AND [PROPOSED]  
40 ) ORDER**  
41 ADMINISTRATIVE COMMITTEE FOR THE )  
42 NEW UNITED MOTOR MANUFACTURING, ) Date: June 17, 2010  
43 INC./UAW HOURLY DEFINED BENEFIT PLAN, ) Time: 11:00 a.m.  
44 SAVINGS AND RETIREMENT COMMITTEE, et ) Courtroom: 9  
45 al. ) Judge: Hon. William H. Alsup  
46 Defendants. )

47 \* Admitted to practice only in Illinois

1 Plaintiff Pension Benefit Guarantee Corporation (“PBGC”) and Defendant New United  
 2 Motor Manufacturing, Inc., for itself and all other defendants, (“NUMMI”), through their  
 3 undersigned counsel of record, jointly move pursuant to Local Rule 16-2(d) for an order to continue  
 4 the June 17, 2010 Case Management Conference until July 8, 2010 at 11:00 a.m.

5 The parties have been engaged in extensive negotiations and believe they will have a  
 6 documented resolution in the next few days, and hope shortly to seek a stay of the litigation. The  
 7 parties have waited until they are comfortable representing that a resolution is forthcoming to asked  
 8 the court for a postponement.

9 The PBGC is a government agency located only in Washington, D.C. PBGC’s counsel will  
 10 require three days of travel. It would be most beneficial to the case if PBGC’s counsel could use the  
 11 three days of travel time to finalize the settlement. Moreover, postponing the hearing would save the  
 12 government significant travel expense.

14 DATED: June 15, 2010

Respectfully submitted,

15 **PENSION BENEFIT GUARANTY CORPORATION**

16 By: /s/ Sara Eagle  
 17 Sara Eagle

18 ISRAEL GOLDOWITZ  
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18 Attorneys for Defendant  
19 NEW UNITED MOTOR MANUFACTURING, INC.

20 **[PROPOSED] ORDER**

21 Pursuant to parties' Stipulated Joint Motion and for good cause shown, IT IS HEREBY  
22 ORDERED that the Case Management Conference currently scheduled for June 17, 2010 at 11:00  
23 a.m. is continued to July 8, 2010 at 11:00 a.m.

24 PURSUANT TO STIPULATION, IT IS SO ORDERED.

25 DATED: June 16, 2010.

26 HON. WILLIAM H. ALSUP  
27 JUDGE, UNITED STATES DISTRICT COURT



## **E-FILING ATTESTATION**

I, Mark E. McKane, am the ECF User whose ID and password are being used to file this document. In compliance with General Order 45 X.B, I hereby attest that the signatory identified below has concurred in this filing.

*/s/ Mark E. McKane*

Mark E. McKane

*Attorneys for Defendant  
New United Motor Manufacturing, Inc.*

# PENSION BENEFIT GUARANTY CORPORATION

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*Counsel for Plaintiff  
Pension Benefit Guaranty Corporation*

## **CERTIFICATE OF SERVICE**

I hereby certify that on June 15, 2010, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses registered, as denoted on the attached Electronic Mail Notice List, and I hereby certify that I have mailed the foregoing documents or papers via the United States Postal Service to the non-CM/ECF participants indicated on the attached Manual Notice List.

**STIPULATED MOTION TO CONTINUE CASE  
MANAGEMENT CONFERENCE SET FOR JUNE 17, 2010  
AT 11:00 A.M. AND [PROPOSED] ORDER**

/s/ Mark E. McKane  
Mark E. McKane