

F I L E D
Clerk of the Superior Court

JUL 18 2005

By: E PETERSON, Deputy

1 GIBSON, DUNN & CRUTCHER LLP
2 ROBERT E. COOPER, SBN 035888
3 RICHARD P. LEVY, SBN 053980
4 MARK E. WEBER, SBN 120386
5 KAY E. KOCHENDERFER, SBN 125847
6 JAMES P. FOGELMAN, SBN 161584
7 GEORGE A. NICLOUD III, SBN 106111
8 AUSTIN V. SCHWING, SBN 211696
9 333 South Grand Avenue
10 Los Angeles, California 90071-3197
11 (213) 229-7000

12 Attorneys for Defendants SEMPRA ENERGY,
13 SOUTHERN CALIFORNIA GAS COMPANY,
14 and SAN DIEGO GAS & ELECTRIC COMPANY

15 O'DONNELL SHAEFFER MORTIMER LLP
16 PIERCE O'DONNELL (State Bar No. 081298)
17 JOHN J. SHAEFFER (State Bar No. 138331)
18 TIMOTHY J. TOOHEY (State Bar No. 140117)
19 NINA D. FROESCHLE (State Bar No. 131897)
20 550 South Hope Street, Suite 2000
21 Los Angeles, CA 90071
22 Telephone: (213) 532-2000
23 Fax: (213) 532-2020

24 Attorneys for Plaintiffs ANDREW and ANDREA BERG, individually and dba WAVE
25 LENGTH HAIR PRODUCTIONS, GERALD J. MARCIL; and JOHN CLEMENT
26 MOLONY

27 **[ADDITIONAL COUNSEL FOLLOW SIGNATURE BLOCK]**

28 SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF SAN DIEGO

Coordination Proceeding Special Title
(Rule 1550(b))
NATURAL GAS ANTI-TRUST CASES
I, II, III & IV

J.C.C.P. Nos. 4221, 4224, 4226 and 4228

**JOINT STIPULATION AND ~~(PROPOSED)~~
ORDER REGARDING THIRD REVISED
BRIEFING SCHEDULE FOR MOTIONS IN
LIMINE**

Trial Date: September 2, 2005
Department: 71
Coordination Trial Judge: Hon. Ronald S. Prager

**JOINT STIPULATION AND ~~(PROPOSED)~~ ORDER REGARDING THIRD REVISED
BRIEFING SCHEDULE FOR MOTIONS IN LIMINE**

1 TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

2 WHEREAS, the parties have reached the undersigned agreement with regard to a
3 mutually agreeable briefing schedule for the oppositions and reply briefs to certain of the
4 motions *in limine* filed by the respective parties.

5 NOW, THEREFORE, the parties to this Joint Stipulation and Proposed Order, by and
6 through their undersigned counsel, hereby stipulate:

7 1. The parties agree that Plaintiffs shall have one additional week to file their
8 opposition briefs to Defendants' Motions *in Limine* Nos. 25, 26, 27 and 28. Plaintiffs'
9 Opposition Briefs to Defendants' Motions *in Limine* Nos. 25, 26, 27, and 28 will be due on
10 July 22, 2005. The parties further agree that Defendants shall have one and a half additional
11 weeks to prepare their replies in support of Motions *in Limine* Nos. 25, 26, 27, and 28.
12 Defendants' Replies in support of Motions *in Limine* Nos. 25, 26, 27, and 28 will be due
13 August 10, 2005.

14 2. The parties agree that Defendants shall have an additional week to file their reply
15 briefs in support of Defendants' Motions *in Limine* Nos. 5, 8, 14, 15, 21, and 23. Defendants'
16 Reply Briefs in support of Defendants' Motions *in Limine* Nos. 5, 8, 14, 15, 21, and 23 will be
17 due on July 22, 2005.

19 Dated: July 13, 2005

GIBSON, DUNN & CRUTCHER LLP
ROBERT E. COOPER
RICHARD P. LEVY
MARK E. WEBER
KAY E. KOCHENDERFER
JAMES P. FOGELMAN
ROBERT P. BERRY

24 By: _____
25 Kay E. Kochenderfer

26 Attorneys for Defendants
27 SEMPRA ENERGY, SOUTHERN
28 CALIFORNIA GAS COMPANY and SAN
DIEGO GAS & ELECTRIC COMPANY

1 Dated: July 13, 2005

2 ENGSTROM, LIPSCOMB & LACK
3 O'DONNELL SHAEFFER MORTIMER LLP
4 GIRARDI & KEESE
5 ASTRELLA & RICE, P.C.
6 BAKER, BURTON & LUNDY, P.C.

7 By: /s/ Pierce O'Donnell
8 PIERCE O'DONNELL
9 Attorneys for Plaintiffs, CONTINENTAL
10 FORGE CO.; ANDREW and ANDREA
11 BERG, individually and dba WAVE
12 LENGTH HAIR PRODUCTIONS, and
13 GERALD J. MARCIL; THE CITY OF
14 LONG BEACH, UNITED CHURCH
15 RETIREMENT HOMES, LONG BEACH
16 BRETHERN MANOR; ROBERT
17 LAMOND; SIERRAPINE LTD; DOUGLAS
18 AND VALERIE WELCH; FRANK AND
19 KATHLEEN STELLA; JOHN CLEMENT
20 MOLONY; THE CITY OF LOS ANGELES
21 and THE PEOPLE OF THE STATE OF
22 CALIFORNIA

23 Dated: July 13, 2005

24 LAW OFFICES OF M. BRIAN McMAHON

25 By: /s/ M. Brian McMahon
26 M. BRIAN McMAHON
27 Attorneys for Plaintiffs THE CITY OF
28 LONG BEACH, THE PEOPLE OF THE
STATE OF CALIFORNIA, UNITED
CHURCH RETIREMENT HOMES, LONG
BEACH BRETHERN MANOR, and
ROBERT LAMOND

29 Dated: July 13, 2005

30 MICHAEL J. PONCE
31 DOUGLAS A. STACEY

32 By: /s/ Michael J. Ponce
33 MICHAEL J. PONCE
34 Attorneys for Plaintiffs DOUGLAS AND
35 VALERIE WELCH AND FRANK AND
36 KATHLEEN STELLA

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

IT IS SO ORDERED.

Dated: JUL 18 2005



THE HONORABLE RONALD S. PRAGER

1 BLECHER & COLLINS, P.C.
MAXWELL M. BLECHER (State Bar No. 026202)
2 GARY M. JOYE (State Bar No. 117440)
JAMES ROBERT NOBLIN (State Bar No. 114442)
3 611 West Sixth Street, 20th Floor
Los Angeles, CA 90017-3120
4 Telephone: (213) 622-4222
Fax: (213) 622-1656

5 Attorneys for Plaintiff THE COUNTY OF LOS ANGELES, COUNTY OF SAN
6 BERNARDINO, CITY OF VERNON, CITY OF UPLAND; CITY OF GLENDALE; CITY
OF CULVER CITY; CITY OF BURBANK; LUNDAY-THAGARD COMPANY;
7 DEMMENO-KERDOON; IMPERIAL IRRIGATION DISTRICT; EDINGTON OIL CO.,
and WORLD OIL CORP.

8 ENGSTROM, LIPSCOMB & LACK
9 A PROFESSIONAL CORPORATION
WALTER J. LACK (State Bar No. 057550)
10 PAUL A. TRAINA (State Bar No. 155805)
RAHUL RAVIPUDI (State Bar No. 204519)
11 ELIZABETH HERNANDEZ (State Bar No. 204322)
SEAN TOPP (State Bar No. 217701)
12 10100 Santa Monica Boulevard, 16th Floor
Los Angeles, CA 90067-4107
13 Telephone: (310) 552-3800
Fax: (310) 552-9434

14 Attorneys for Plaintiffs CONTINENTAL FORGE COMPANY;
15 and CITY OF LOS ANGELES

16 GIRARDI & KEESE
THOMAS V. GIRARDI (State Bar No. 036603)
17 HOWARD B. MILLER (State Bar No. 031392)
DAVID N. BIGELOW (State Bar No. 181528)
18 1126 Wilshire Boulevard
Los Angeles, CA 90017-1904
19 Telephone: (213) 977-0211
Fax: (213) 481-1554

20 BAKER, BURTON & LUNDY, a Professional Corporation
21 BRAD N. BAKER (State Bar No. 065106)
ALBRO L. LUNDY III (State Bar No. 123133)
22 ANNE McWILLIAMS (State Bar No. 129264)
515 Pier Avenue
23 Hermosa Beach, CA 90254
Telephone: (310) 376-9893
24 Fax: (310) 376-7483

25 Attorneys for Plaintiffs SIERRAPINE, LIMITED

26 ASTRELLA & RICE P.C.
LANCE ASTRELLA (State Bar No. 056478)
27 1801 Broadway, Suite 1600
Denver, CO 80202
28 Telephone: (303) 292-9021
Fax: (303) 296-6347

1 MICHAEL J. PONCE, (State Bar No. 120100)
2 ATTORNEY AT LAW
3 9550 Flair Drive, Ste. 407
4 El Monte CA 91731
5 Telephone: (714) 373-0440
6 Fax: (626) 575-1669

7 DOUGLAS A. STACEY, ESQ., (State Bar No. 159976)
8 ATTORNEY AT LAW
9 P.O. Box 55
10 Laguna Beach, CA 92652
11 Telephone: (949) 715-9241
12 Fax: (208) 475-7798

13 J. TYNAN KELLY P.C.
14 J. TYNAN KELLY (admitted *pro hac vice*)
15 Nine Greenway Plaza, Suite 3100
16 Houston, TX 77046
17 Telephone: 713-888-1809
18 Fax: 713-871-2024

19 Attorneys for Plaintiffs FRANK and KATHLEEN STELLA, and DOUGLAS and VALERIE
20 WELCH

21 LAW OFFICES OF M. BRIAN McMAHON
22 M. BRIAN McMAHON (State Bar No. 083795)
23 550 South Hope Street, Suite 2000
24 Los Angeles, CA 90071
25 Telephone: (213) 532-2190
26 Fax: (213) 532-2020

27 Attorneys for Plaintiffs THE CITY OF LONG BEACH, UNITED CHURCH RETIREMENT
28 HOMES, LONG BEACH BRETHERN MANOR, and ROBERT LAMOND

LONG BEACH CITY ATTORNEY
ROBERT E. SHANNON (State Bar No. 043691)
333 West Ocean Boulevard, 11th Floor
Long Beach, CA 90802
Telephone: (562) 570-2200
Fax: (562) 436-1579

Attorneys for Plaintiffs THE CITY OF LONG BEACH

LOS ANGELES CITY ATTORNEY
ROCKARD DELGADILLO (State Bar No. 125465)
EDWARD J. PEREZ (State Bar No. 067107)
DONALD I. KASS (State Bar No. 103607)
200 N. Main Street, 1600 City Hall East
Los Angeles, CA 90012
Telephone: (213) 485-4515
Fax: (213) 847-3014

Attorneys for Plaintiffs THE CITY OF LOS ANGELES

LLOYD W. PELLMAN, County Counsel

1 JOHN F. KRATTLI, Assistant County Counsel
LILLIAN D. SALINGER, Deputy County Counsel
2 LOS ANGELES COUNTY COUNSEL
648 Kenneth Hahn Hall of Administration
500 West Temple Street
3 Los Angeles, CA 90012-2713
Telephone: (213) 974-7973
4 Fax: (213) 617-7182

5 Attorneys for Plaintiff THE COUNTY OF LOS ANGELES
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

JUSTICELINK

FILING ID

6201132

1
2 SUPERIOR COURT OF THE STATE OF CALIFORNIA
3 COUNTY OF SAN DIEGO
4

F I L E D

Clerk of the Superior Court

JUL 14 2005

By: MIRIAM DAY, Deputy

5
6 Coordination Proceeding Special Title
7 (Rule 1550(b))

J.C.C.P. Nos. 4221, 4224, 4226 and 4228

8 NATURAL GAS ANTI-TRUST CASES I, II,
9 III & IV

PROOF OF ELECTRONIC SERVICE

Coordination Trial Judge:
Honorable Ronald S. Prager



SIGNED

2 GIBSON, DUNN & CRUTCHER LLP
 3 ROBERT E. COOPER, SBN 035888
 4 RICHARD P. LEVY, SBN 053980
 5 MARK E. WEBER, SBN 120386
 6 KAY E. KOCHENDERFER, SBN 125847
 7 JAMES P. FOGELMAN, SBN 161584
 8 GEORGE A. NICOUD III, SBN 106111
 9 AUSTIN V. SCHWING, SBN 211696
 10 333 South Grand Avenue
 11 Los Angeles, California 90071-3197
 12 (213) 229-7000

13 Attorneys for Defendants SEMPRA ENERGY,
 14 SOUTHERN CALIFORNIA GAS COMPANY,
 15 and SAN DIEGO GAS & ELECTRIC COMPANY

16 O'DONNELL SHAEFFER MORTIMER LLP
 17 PIERCE O'DONNELL (State Bar No. 081298)
 18 JOHN J. SHAEFFER (State Bar No. 138331)
 19 TIMOTHY J. TOOHEY (State Bar No. 140117)
 20 NINA D. FROESCHLE (State Bar No. 131897)
 21 550 South Hope Street, Suite 2000
 22 Los Angeles, CA 90071
 23 Telephone: (213) 532-2000
 24 Fax: (213) 532-2020

25 Attorneys for Plaintiffs ANDREW and ANDREA BERG, individually and dba WAVE
 26 LENGTH HAIR PRODUCTIONS, GERALD J. MARCIL; and JOHN CLEMENT
 27 MOLONY

28 **[ADDITIONAL COUNSEL FOLLOW SIGNATURE BLOCK]**

SUPERIOR COURT OF THE STATE OF CALIFORNIA
 COUNTY OF SAN DIEGO

Coordination Proceeding Special Title
 (Rule 1550(b))
 NATURAL GAS ANTI-TRUST CASES
 I, II, III & IV

J.C.C.P. Nos. 4221, 4224, 4226 and 4228

**JOINT STIPULATION AND [PROPOSED]
 ORDER REGARDING THIRD REVISED
 BRIEFING SCHEDULE FOR MOTIONS *IN
 LIMINE***

Trial Date: September 2, 2005
 Department: 71
 Coordination Trial Judge: Hon. Ronald S. Prager

SIGNED

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

WHEREAS, the parties have reached the undersigned agreement with regard to a mutually agreeable briefing schedule for the oppositions and reply briefs to certain of the motions *in limine* filed by the respective parties.

NOW, THEREFORE, the parties to this Joint Stipulation and Proposed Order, by and through their undersigned counsel, hereby stipulate:

1. The parties agree that Plaintiffs shall have one additional week to file their opposition briefs to Defendants’ Motions *in Limine* Nos. 25, 26, 27 and 28. Plaintiffs’ Opposition Briefs to Defendants’ Motions *in Limine* Nos. 25, 26, 27, and 28 will be due on July 22, 2005. The parties further agree that Defendants shall have one and a half additional weeks to prepare their replies in support of Motions *in Limine* Nos. 25, 26, 27, and 28. Defendants’ Replies in support of Motions *in Limine* Nos. 25, 26, 27, and 28 will be due August 10, 2005.

2. The parties agree that Defendants shall have an additional week to file their reply briefs in support of Defendants’ Motions *in Limine* Nos. 5, 8, 14, 15, 21, and 23. Defendants’ Reply Briefs in support of Defendants’ Motions *in Limine* Nos. 5, 8, 14, 15, 21, and 23 will be due on July 22, 2005.

Dated: July 13, 2005

GIBSON, DUNN & CRUTCHER LLP
ROBERT E. COOPER
RICHARD P. LEVY
MARK E. WEBER
KAY E. KOCHENDERFER
JAMES P. FOGELMAN
ROBERT P. BERRY

By: _____
Kay E. Kochenderfer

Attorneys for Defendants
SEMPRA ENERGY, SOUTHERN
CALIFORNIA GAS COMPANY and SAN
DIEGO GAS & ELECTRIC COMPANY

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Dated: July 13, 2005

ENGSTROM, LIPSCOMB & LACK
O'DONNELL SHAEFFER MORTIMER LLP
GIRARDI & KEESE
ASTRELLA & RICE, P.C.
BAKER, BURTON & LUNDY, P.C.

By: /s/ Pierce O'Donnell
PIERCE O'DONNELL
Attorneys for Plaintiffs, CONTINENTAL
FORGE CO.; ANDREW and ANDREA
BERG, individually and dba WAVE
LENGTH HAIR PRODUCTIONS, and
GERALD J. MARCIL; THE CITY OF
LONG BEACH, UNITED CHURCH
RETIREMENT HOMES, LONG BEACH
BRETHREN MANOR; ROBERT
LAMOND; SIERRAPINE LTD; DOUGLAS
AND VALERIE WELCH; FRANK AND
KATHLEEN STELLA; JOHN CLEMENT
MOLONY; THE CITY OF LOS ANGELES
and THE PEOPLE OF THE STATE OF
CALIFORNIA

Dated: July 13, 2005

LAW OFFICES OF M. BRIAN McMAHON

By: /s/ M. Brian McMahon
M. BRIAN McMAHON
Attorneys for Plaintiffs THE CITY OF
LONG BEACH, THE PEOPLE OF THE
STATE OF CALIFORNIA, UNITED
CHURCH RETIREMENT HOMES, LONG
BEACH BRETHREN MANOR, and
ROBERT LAMOND

Dated: July 13, 2005

MICHAEL J. PONCE
DOUGLAS A. STACEY

By: /s/ Michael J. Ponce
MICHAEL J. PONCE
Attorneys for Plaintiffs DOUGLAS AND
VALERIE WELCH AND FRANK AND
KATHLEEN STELLA

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

IT IS SO ORDERED.

Dated: _____

THE HONORABLE RONALD S. PRAGER

1 BLECHER & COLLINS, P.C.
2 MAXWELL M. BLECHER (State Bar No. 026202)
3 GARY M. JOYE (State Bar No. 117440)
4 JAMES ROBERT NOBLIN (State Bar No. 114442)
5 611 West Sixth Street, 20th Floor
6 Los Angeles, CA 90017-3120
7 Telephone: (213) 622-4222
8 Fax: (213) 622-1656

9 Attorneys for Plaintiff THE COUNTY OF LOS ANGELES, COUNTY OF SAN
10 BERNARDINO, CITY OF VERNON, CITY OF UPLAND; CITY OF GLENDALE; CITY
11 OF CULVER CITY; CITY OF BURBANK; LUNDAY-THAGARD COMPANY;
12 DEMMENO-KERDOON; IMPERIAL IRRIGATION DISTRICT; EDGINGTON OIL CO.,
13 and WORLD OIL CORP.

14 ENGSTROM, LIPSCOMB & LACK
15 A PROFESSIONAL CORPORATION
16 WALTER J. LACK (State Bar No. 057550)
17 PAUL A. TRAINA (State Bar No. 155805)
18 RAHUL RAVIPUDI (State Bar No. 204519)
19 ELIZABETH HERNANDEZ (State Bar No. 204322)
20 SEAN TOPP (State Bar No. 217701)
21 10100 Santa Monica Boulevard, 16th Floor
22 Los Angeles, CA 90067-4107
23 Telephone: (310) 552-3800
24 Fax: (310) 552-9434

25 Attorneys for Plaintiffs CONTINENTAL FORGE COMPANY;
26 and CITY OF LOS ANGELES

27 GIRARDI & KEESE
28 THOMAS V. GIRARDI (State Bar No. 036603)
HOWARD B. MILLER (State Bar No. 031392)
DAVID N. BIGELOW (State Bar No. 181528)
1126 Wilshire Boulevard
Los Angeles, CA 90017-1904
Telephone: (213) 977-0211
Fax: (213) 481-1554

BAKER, BURTON & LUNDY, a Professional Corporation
BRAD N. BAKER (State Bar No. 065106)
ALBRO L. LUNDY III (State Bar No. 123133)
ANNE McWILLIAMS (State Bar No. 129264)
515 Pier Avenue
Hermosa Beach, CA 90254
Telephone: (310) 376-9893
Fax: (310) 376-7483

Attorneys for Plaintiffs SIERRAPINE, LIMITED

ASTRELLA & RICE P.C.
LANCE ASTRELLA (State Bar No. 056478)
1801 Broadway, Suite 1600
Denver, CO 80202
Telephone: (303) 292-9021
Fax: (303) 296-6347

1 MICHAEL J. PONCE, (State Bar No. 120100)
ATTORNEY AT LAW
2 9550 Flair Drive, Ste. 407
El Monte CA 91731
3 Telephone: (714) 373-0440
Fax: (626) 575-1669

4 DOUGLAS A. STACEY, ESQ., (State Bar No. 159976)
ATTORNEY AT LAW
5 P.O. Box 55
Laguna Beach, CA 92652
6 Telephone: (949) 715-9241
7 Fax: (208) 475-7798

8 J. TYNAN KELLY P.C.
9 J. TYNAN KELLY (admitted *pro hac vice*)
Nine Greenway Plaza, Suite 3100
10 Houston, TX 77046
Telephone: 713-888-1809
11 Fax: 713-871-2024

12 Attorneys for Plaintiffs FRANK and KATHLEEN STELLA, and DOUGLAS and VALERIE
WELCH

13 LAW OFFICES OF M. BRIAN McMAHON
14 M. BRIAN McMAHON (State Bar No. 083795)
550 South Hope Street, Suite 2000
15 Los Angeles, CA 90071
Telephone: (213) 532-2190
16 Fax: (213) 532-2020

17 Attorneys for Plaintiffs THE CITY OF LONG BEACH, UNITED CHURCH RETIREMENT
HOMES, LONG BEACH BRETHERN MANOR, and ROBERT LAMOND

18 LONG BEACH CITY ATTORNEY
19 ROBERT E. SHANNON (State Bar No. 043691)
333 West Ocean Boulevard, 11th Floor
20 Long Beach, CA 90802
Telephone: (562) 570-2200
21 Fax: (562) 436-1579

22 Attorneys for Plaintiffs THE CITY OF LONG BEACH

23 LOS ANGELES CITY ATTORNEY
ROCKARD DELGADILLO (State Bar No. 125465)
24 EDWARD J. PEREZ (State Bar No. 067107)
DONALD I. KASS (State Bar No. 103607)
25 200 N. Main Street, 1600 City Hall East
Los Angeles, CA 90012
26 Telephone: (213) 485-4515
Fax: (213) 847-3014

27 Attorneys for Plaintiffs THE CITY OF LOS ANGELES

28 LLOYD W. PELLMAN, County Counsel

1 JOHN F. KRATTLI, Assistant County Counsel
LILLIAN D. SALINGER, Deputy County Counsel
LOS ANGELES COUNTY COUNSEL
2 648 Kenneth Hahn Hall of Administration
500 West Temple Street
3 Los Angeles, CA 90012-2713
Telephone: (213) 974-7973
4 Fax: (213) 617-7182

5 Attorneys for Plaintiff THE COUNTY OF LOS ANGELES
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28