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Attorneys for Defendants CITY OF FORT BRAGG

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA – OAKLAND DIVISION

SIERRA NORTHERN RAILWAY, a
California corporation, and MENDOCINO
RAILWAY, a California corporation,

Plaintiffs,

vs.

CITY OF FORT BRAGG, et al.,

Defendants.

Case No.: 4:24-cv-04810-JST

**JOINT STIPULATION TO SET ASIDE
DEFAULT AND ~~PROPOSED~~ ORDER**

Case Filed: August 7, 2024

1 Plaintiffs SIERRA NORTHERN RAILWAY and MENDOCINO RAILWAY and
2 Defendant CITY OF FORT BRAGG (collectively, the "Parties"), by and through their
3 respective counsel of record, hereby stipulate and agree as follows:

4 1. On August 4, 2025, Plaintiffs filed a Third Amended Complaint ("TAC") against
5 Defendant in the United States District Court for the Northern District of California.

6 2. Defendant did not file an answer or otherwise respond to the TAC within the
7 time prescribed by the Federal Rules of Civil Procedure.

8 3. As a result, a default was entered against Defendant on September 9, 2025.

9 4. The Parties have conferred and agreed to set aside the default entered against
10 Defendant.

11 5. Defendant agrees to file an answer to the TAC within 10 court days from the date
12 of the Court's order approving this stipulation.

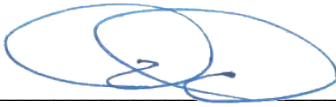
13 6. The Parties agree that good cause exists to set aside the default, as Defendant's
14 failure to respond was due to inadvertence resulting from the attorney handling the day-to-day
15 matters in the above captioned matter leaving Edlin Gallagher Huie + Blum.

16 7. Setting aside the default will not prejudice Plaintiff and will allow the case to be
17 decided on its merits.

18 8. The Parties respectfully request that the Court approve this stipulation and enter
19 an order setting aside the default against Defendant.

1 Date: October 8, 2025

WEINTRAUB TOBIN CHEDIAK COLEMAN
GRODIN

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4 By: 

5 DAVID A. DIEPENBROCK
6 Attorneys for Defendants
7 SIERRA NORTHERN RAILWAY and
8 MENDOCINO RAILWAY

9 Date: October 8, 2025

EDLIN GALLAGHER HUIE + BLUM

10 By: 

11 FRED M. BLUM
12 WILLIAM NOEL EDLIN
13 Attorneys for Defendants
14 CITY OF CORT BRAGG

15 Date: October 8, 2025

JONES MAYER

16 By: 

17 KRISTA MACNEVIN JEE
18 Attorney for Defendant
19 CITY OF FORT BRAGG
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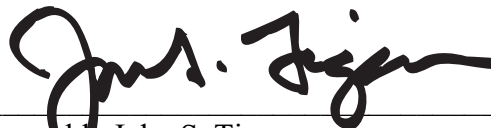
[PROPOSED] ORDER

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3 1. Upon consideration of the stipulation between Plaintiffs SIERRA NORTHERN
4 RAILWAY and MENDOCINO RAILWAY and Defendant City of Fort Bragg, and for good
5 cause shown, IT IS HEREBY ORDERED that:

6 2. Defendants shall file an answer to Plaintiff's Third Amended Complaint within
7 10 court days from the date of this order.

8
9 IT IS SO ORDERED.

10
11 Date: October 10, 2025



Honorable John S. Tigar