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Trustees of the L.L. Nunn Trust,
Acting on behalf of dissenting Trustees

FILED
MAR 02 2012
INYO CO. SUPERIOR COURT
TAMMY L. GRIMM, CLERK
BY DEPUTY

SUPERIOR COURT OF THE STATE OF CALIFORNIA

COUNTY OF INYO

In re the Matter of the

L. L. Nunn Trust for the benefit of Deep Springs College under the Deed of Trust dated November 5, 1923

CASE No. SICVPB1253232

**STIPULATION TO EXTEND TIME TO FILE RESPONSE AND OBJECTION AND REQUEST EVIDENTIARY HEARING BY TRUSTEES KINCH HOEKSTRA AND EDWARD KEONJIAN**

**DATE: March 9, 2012**
**TIME: 9:00 AM**
**DEPT: 1**
**JUDGE: Hon. Dean T. Stout**

**ACTION FILED: February 6, 2012**

PETITIONER DAVID HITZ ("Petitioner") AND RESPONDENTS AND OBJECTORS KINCH HOEKSTRA AND EDWARD KEONJIAN ("Respondents") (collectively, the "Parties") BY AND THROUGH THEIR RESPECTIVE ATTORNEYS OF RECORD hereby stipulate as follows:

1. The Parties acknowledge that although Respondents' counsel will not be able to appear at the hearing scheduled for March 9, 2012, due to his required attendance at a proceeding in another matter on that date, such inability shall not in any manner waive or limit Respondents' right to respond and object to the Petition For Court Order Construing Trust Provisions, Or, If Necessary, Modifying the Trust Instrument ("Trust Petition"). The Parties further acknowledge that although Respondents' counsel will not be able to appear at the hearing scheduled for March 9, 2012, such inability shall not waive or limit Respondents' right to request an evidentiary hearing on the Trust Petition. Respondents represent that they intend to file a response and objection to the Trust Petition, and further represent that they intend to request an evidentiary hearing on the same matter rather than having them decided on the papers alone.

2. The Parties acknowledge and agree that the deadline for Respondents only to file their responses and objections to the Trust Petition, and to request an evidentiary hearing on the Trust Petition, shall be extended and continued as follows: Respondents shall file and serve by email their written response and objection to the Trust Petition, and request an evidentiary hearing, on or before May 9, 2012. Any filing by Respondents on or before May 9, 2012 in response to the Trust Petition shall be deemed timely filed.

3. The Parties acknowledge and agree that the next hearing on this matter shall be a status conference, which shall be set on June 22, 2012, to allow the Court to consider the pleadings, discuss discovery, and address any other matters appropriate for a status conference.

4. The Parties do not object to the Court closing the March 9, 2012 hearing and ruling that at the close of the hearing the time to object or request an evidentiary hearing as to the Trust Petition has expired for anyone other than the Respondents who are party to this stipulation, provided that such ruling does not apply to any other person(s) entitled to receive

proper notice of this proceeding who did not receive proper notice (if any such person(s) exist).

5. The Parties agree that this stipulation may be signed in counterparts and submitted to the Court in that manner. The Parties also agree that facsimile copies of signatures may be submitted to the Court.

DATED: February 29, 2012

BAKER MANOCK & JENSEN, PC

By: _____
Christopher L. Campbell
Attorneys for DAVID HITZ

DATED: February ___, 2012

ORRICK, HERRINGTON & SUTCLIFFE LLP

By: _____
Joseph Liburt
Attorneys for KINCH HOEKSTRA and EDWARD KEONJIAN

proper notice of this proceeding who did not receive proper notice (if any such person(s) exist).

5. The Parties agree that this stipulation may be signed in counterparts and submitted to the Court in that manner. The Parties also agree that facsimile copies of signatures may be submitted to the Court.

DATED: February 29, 2012

BAKER MANOCK & JENSEN, PC

By: _____
Christopher L. Campbell
Attorneys for DAVID HITZ

DATED: February 29, 2012

ORRICK, HERRINGTON & SUTCLIFFE LLP

By: _____
Joseph Liburt
Attorneys for KINCH HOEKSTRA and EDWARD KEONJIAN