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9 **UNITED STATES BANKRUPTCY COURT**
10 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

11 San Jose Division
12

13 In re
14 **TECHNOLOGY PROPERTIES**
15 **LIMITED LLC**
16 Reorganized Debtor

Case No. 13-51589 SLJ

Chapter 11

DATE: August 10, 2016

TIME: 2:00 p.m.

JUDGE: Honorable Stephen L. Johnson
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22 **REPLY BRIEF IN SUPPORT OF**
23 **MOTION TO CLARIFY AND IMPLEMENT PRIOR ORDERS**

24 The Court should reject as untimely the Reorganized Debtor's Opposition Brief; Dkt #748. The
25 deadline for filing the Opposition Brief was the subject of negotiation, a Stipulation and a Court Order.
26 If the filing deadline is not enforced in this context, it will render Stipulations and Orders no more than
27 optional aspirations.
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1 The instant Motion was filed on April 12, 2016; Dkt #743. Because the Reorganized Debtor had
2 suggested that it might be resolved by agreement, Movant did not initially set it for hearing, but instead
3 invited discussion about its merits and agreement about the briefing schedule. After a month passed
4 without response, Movant gave notice on May 16, 2016 of a hearing set for June 22, 2016. Dkt #744.

5 The Reorganized Debtor asked that the hearing on the Motion and its deadline for filing an
6 Opposition be substantially deferred, and Movant reluctantly agreed. The deferred schedule was the
7 subject of a Stipulation which provided, in relevant part, “Any response by TPL to the on Motion to
8 Clarify and Implement Prior Orders and any TPL counter-motion must be filed and served by July 13, 2016.”
9 Dkt #745 at ¶5b.

10 Indeed, the schedule was also the subject of a Court Order which expressly provided “Any response
11 by TPL to the on Motion to Clarify and Implement Prior Orders and any TPL counter-motion must be
12 filed and served by July 13, 2016;” Dkt #747 at ¶2.

13 As the deadline for filing an Opposition approached, the Reorganized Debtor requested a further
14 extension of time. Movant reluctantly agreed to a final extension of time of one week; that is, to
15 July 20, 2016. A week *after* that extended deadline, the instant Opposition was filed.

16 The Opposition should be stricken as untimely.

17 DATED: August 2, 2016

18 Respectfully submitted,

19 ST. JAMES LAW, P.C.

20 By: /s/ Michael St. James

21 Michael St. James

22 Counsel for MMC Portfolio LLC