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15		
16		
17	FRESNO DIVISION	
18	SERGIO VEGA, ALFONSO RIVERA, JUAN	
19	MORALES, EMILIANO ARMENTA, PEDRO RIOS, and JOSE NAVA on behalf of themselves	Case No. 1:07-cv-00225-DLB
20	and all others similarly situated,	
21	PLAINTIFFS,	CLASS ACTION
22	VS.	STIPULATION TO EXTEND REMAINING CASE DEADLINES
23	WEEKS WHOLESALE ROSE GROWER, INC., doing business as "Weeks Wholesale Rose Grower" and "Weeks Roses,"	AND PROPOSED ORDER
24	DEFENDANT.	
25	DEI ENDINI.	
26	Plaintiffs, Sergio Vega, et al., and Defendant,	Weeks Wholesale Rose Grower Inc., hereby
27 28	stipulate as follows:	
<b>-</b> 0	CH01:137135.2	Case No. 1:07-cv-000225-DLB
	Stipulation to Extend Remaining Case I	Deadlines and Proposed Order

- 1. Defendant states that its current financial status continues to severely impact its ability to litigate this matter.
- 2. The parties previously requested a temporary stay of litigation and extension of all key deadlines, which this Court granted by order dated February 24, 2010, pending the parties' March 8, 2010 mediation of this matter with mediator Mark Rudy. While the mediation was not successful in resolving this matter, the mediation assisted both parties in understanding the other's litigation and settlement positions.
- 3. On April 26, Plaintiffs timely filed a motion for class certification per the Court's order dated February 24, 2010.
- 4. In order to respond to Plaintiffs' motion for class certification, Defendant believes it is necessary for it to depose approximately 12 of the 29 declarants whose declarations Plaintiffs have submitted in support of their motion for class certification. Plaintiffs dispute Defendant's contention and are only willing to permit three such depositions to be taken, so the issue will likely require the Court's involvement to resolve. In any event, neither party wants to incur additional litigation expenses if this matter can be resolved by settlement, and thus both parties would like a brief period of time to conduct additional settlement discussions, with the help of mediator Mark Rudy (who has already been in contact with both parties), prior to engaging in additional oral discovery and briefing on the motion for class certification.
- 5. After meeting and conferring, the parties agree that a 30-day to 90-day extension of the remaining case deadlines would be practical, efficient, and fair to all parties.

1	6. Accordingly, the parties ask that the Court extend the remaining case deadlines in the case as		
2	follows:		
3	Current Date New Date		
4	Opposition to motion for class certification: 5/21/10 6/21/10		
5	Reply brief on motion for class certification: 5/28/10 7/28/10  Hearing on the motion for class certification: 6/07/10 8/13/10		
	Deadline to complete all discovery: 6/28/10 9/27/10		
6	Non-Dispositive Motions due by: 6/28/10 9/28/10		
7	Hearing on non-dispositive motions by: 7/19/10 10/22/10 Dispositive motions due by: 8/09/10 11/8/10		
8	Hearing on dispositive motions by: 9/02/10 12/10/10		
	Pretrial conference: 9/20/10 1/21/11 1:30 p.m.		
9	Jury Trial: 11/18/10 3/1/11 9:00 a.m.		
10	The parties stipulate as to these new proposed deadlines as set forth above, and		
11	respectfully request that this Court sign the below attached proposed order which reflects these		
12	changes.		
13	Changes.		
14	ED: May 7, 2010 LAW OFFICES OF MALLISON & MARTINEZ		
15	By: s/ Stan S. Mallison		
16	One of the Attorneys for Plaintiffs		
17			
	DATED: May 7, 2010 BRYAN CAVE LLP		
18	BRITAL CIVE EE		
19	By: s/ Christian Poland		
20	One of the Attorneys for Defendant		
21			
22	IT IS SO ORDERED:		
23	The parties having so stipulated and good cause appearing, the schedule for this case is hereby amended as set forth above.		
24			
25	IT IS SO ORDERED.		
26	Dated: May 12, 2010 /s/ Dennis L. Beck		
27	UNITED STATES MAGISTRATE JUDGE		
28	-3- Case No. 1:07-cv-000225-DLB		