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5 Attorneys for Plaintiffs, Andrews Farms and
Greg Palla, individually and on behalf of the class
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7
8 UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
10 FRESNO DIVISION

11 ANDREWS FARMS, a California partnership;) and, GREG PALLA, a sole proprietor and) 12 doing business as GREG PALLA FARMING) 13 COMPANY, individually, and on behalf of) themselves and all others similarly situated,) 14) 15 Plaintiffs,) 16 vs.) 17 CALCOT, LTD; EADIE AND PAYNE, and) DOES 1-50,) 18) 19 Defendants.) 20)	Case No.: 1:07-CV-00464-LJO-DLB STIPULATION AND [PROPOSED] ORDER CONTINUING SCHEDULING CONFERENCE FOR CLASS ACTION [Doc. 159] [FRCP Rule 26(F)]
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21 All parties hereby stipulate and agree to continue the Scheduling Conference, presently
22 set for August 31, 2009, and respectfully submit that good cause exists for such continuance, as
23 follows:

- 24 1. The Court, by United States District Court Judge Lawrence J. O'Neill on August 5,
25 2009, issued the "*Order On Plaintiff's Renewed Class Certification Motion And*
26 *Defendant's Motion For Summary Judgment*" [Doc.159] ("*Class Certification Order*").
27 That order certified Plaintiffs' class against Calcot Ltd. ("Calcot"), Eadie and Payne ("E
28 & P") and the former CEO of Calcot Robert Norris.

1 2. The *Class Certification Order* set a scheduling conference before United States
2 Magistrate Judge Dennis L. Beck for August 31, 2009 requiring a joint report by August
3 24, 2009. [Doc. 159, pg.21:25-22:6] The Court also directed the parties to meet and
4 confer on issue regarding the class notice and outstanding discovery issues and to raise
5 any unresolved issues at the scheduling conference. [Doc. 159, pg.s21:9-14 & 21:25-
6 22:6]

7 3. The parties respectfully request that the Scheduling Conference, and date for
8 submitting the joint report, be continued two weeks. The parties have met and conferred
9 on this issue and respectfully submit that good cause exists for such continuance to allow
10 the parties to more fully seek to meet and confer on the notice and outstanding discovery
11 issues in the hope of resolving these before the conference. Further, this extra time will
12 allow the parties further time to address and meet and confer on case management and
13 related issues for the scheduling conference in light of the Court's recent order.

14
15 Dated: August 19, 2009:

GRISWOLD, LASALLE, COBB,
DOWD & GIN, LLP

16
17 By /s/MICHAEL JOHNSON
18 ROBERT M. DOWD,
19 Attorneys for Defendant,
20 CALCOT, LTD and
21 ROBERT W. NORRIS.

22
23 Dated: August 19, 2009:

McCORMICK, BARSTOW, SHEPPARD,
WAYTE & CARRUTH, LLP

24 By /s/JERRY CASHEROS
25 MARSHALL C. WHITNEY,
26 JERRY CASHEROS,
27 Attorneys for Defendant,
28 EADIE & PAYNE, LLP

[additional signatures on remaining page]

1 Dated: August 19, 2009:

LAW OFFICES OF RALPH B. WEGIS

2
3 By /s/MICHAEL J. STUMP
4 MICHAEL J. STUMP,
5 Attorneys for Plaintiffs,
6 ANDREW FARMS and
7 GREG PALLA, dba
8 GREG PALLA FARMING
9 COMPANY

10
11 **ORDER**

12 The Scheduling Conference is continued to 9/16/2009 at 9:30 am before Magistrate Judge
13 Beck.

14 IT IS SO ORDERED.

15 Dated: August 20, 2009

16 /s/ Dennis L. Beck
17 UNITED STATES MAGISTRATE JUDGE