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12
 13 UNITED STATES DISTRICT COURT
 14 EASTERN DISTRICT OF CALIFORNIA
 15 (Fresno Division)

17 ISIDRO RODRIGUEZ, et al.,) CASE NO. CV-F-07-0671 LJO SMS
)
 18 Plaintiffs,) STIPULATION TO AMEND
) PRELIMINARY SCHEDULING AND
 19 vs.) DISCOVERY ORDER;
) ORDER
 20 FIVE J'S TRUCKING, INC., et al.,)
)
 21 Defendants.)
)

23 It is hereby stipulated by and between the parties, through
 24 their respective attorneys, as follows:

25 1. Plaintiffs propounded written discovery to defendants on
 26 August 31, 2007. Thereafter, defendants sought and were granted
 27 several extensions to respond to the discovery. Defendants still
 28 need additional time to respond to the discovery.

1 2. Given that the discovery deadline is February 1, 2008,
2 plaintiffs will not be able to complete their discovery which will
3 include depositions of defendants and their employees and review of
4 extensive business records.

5 3. The parties have also concluded that it would be more
6 fruitful at this time to explore settlement rather than to expend
7 further resources on continued litigation.

8 4. Therefore, to allow the parties to engage in good faith
9 settlement discussions and to allow plaintiffs to complete their
10 discovery should settlement not occur, the parties request that
11 this court amend its Preliminary Scheduling Order (Doc. 19) to
12 extend the deadlines as follows:

- 13 a. Cutoff to complete discovery re: class
14 certification - May 2, 2008.
- 15 b. Deadline to file and serve class certification
16 motion - May 16, 2008.
- 17 c. Deadline to file and serve opposition papers - June
18 6, 2008.
- 19 d. Deadline to file and serve reply papers - June 13,
20 2008.
- 21 e. Hearing on class certification motion - June 20,
22 2008 at 8:30 a.m.

23 Dated: January 29, 2008

LAW OFFICE OF JERRY BUDIN

/s/ Jerry Budin

JERRY BUDIN
Attorney for Plaintiffs,
ISIDRO RODRIGUEZ, et al.

24 Dated: January 29, 2008

GIANELLI & ASSOCIATES

/s/ Keric J. Cushing

KERIC J. CUSHING
Attorney for Defendants,
FIVE J'S TRUCKING, INC., et al.

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ORDER

GOOD CAUSE APPEARING from the above stipulation, it is ordered as follows:

1. The deadlines in the Preliminary Scheduling Order are extended as follows:

- a. Cutoff to complete discovery re: class certification - May 2, 2008.
- b. Deadline to file and serve class certification motion - May 16, 2008.
- c. Deadline to file and serve opposition papers - June 6, 2008.
- d. Deadline to file and serve reply papers - June 13, 2008.
- e. Hearing on class certification motion - June 20, 2008 at 8:30 a.m.

2. In all other respects, the Preliminary Scheduling Order remains in effect.

IT IS SO ORDERED.

Dated: February 8, 2008

/s/ Lawrence J. O'Neill
UNITED STATES DISTRICT JUDGE