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10 Attorneys for Plaintiffs, JUAN ESPINOZA, PAUL
 11 MARQUEZ, AARON EPPERLY and ERIC SCHMIDT

12 IN THE UNITED STATES DISTRICT COURT
 13 FOR THE EASTERN DISTRICT OF CALIFORNIA

15 JUAN ESPINOZA, PAUL MARQUEZ,
 16 AARON EPPERLY and ERIC
 SCHMIDT,

17 Plaintiffs,

18 v.

19 COUNTY OF FRESNO,

20 Defendant.

Case No. 1:07-CV-01145-OWW-SMS

**STIPULATION AND ORDER TOLLING
 STATUTES OF LIMITATION FOR FILING
 ACTIONS**

22 WHEREAS, on March 25, 2013 this Court issued an Order granting
 23 Defendant’s Motion for Decertification of Collective Action; and

24 WHEREAS, pursuant to that Order the Court ordered that, with the exception
 25 of the four lead (“named”) Plaintiffs in the action all other Plaintiffs’ claims were severed
 26 from the action and dismissed without prejudice subject to each Plaintiff filing a separate
 27 action for his or her claims; and

1 WHEREAS, the Order has the effect of severing and dismissing the claims of
2 over 200 Plaintiffs; and

3 WHEREAS, the Court tolled any applicable statutes of limitation for thirty
4 (30) days after the date of entry of the Order; and

5 WHEREAS, to facilitate ability of the Plaintiffs to timely file individual
6 actions pursuant to the terms of that Order it is hereby stipulated and agreed to by the
7 parties as follows:

8 1. That any applicable statutes of limitation relating to the filing of the
9 separate actions by the dismissed Plaintiffs as described in the Court's March 25, 2013
10 Order granting Defendant's Motion for Decertification of Collective Action, be and are
11 extended from thirty (30) to sixty (60) days from date of entry of the Order (March 25,
12 2013).

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14 I hereby agree to the terms of the above Stipulation.

15 Dated: April 11, 2013

**CARROLL, BURDICK & MCDONOUGH,
LLP**

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By: /s/ James W. Henderson, Jr.
 James W. Henderson, Jr.

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Attorneys for Plaintiffs Juan Espinoza, Paul
19 Marquez, Aaron Expertly and Eric Schmidt

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I hereby agree to the terms of the above Stipulation.

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22 Dated: April 11, 2013

**MCCORMICK, BARSTOW, SHEPPARD,
WAYTE & CARRUTH**

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By: /s/ Michael G. Woods
 (as authorized on April 11, 2013)
 Michael G. Woods
26 Attorneys for Defendant

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ORDER

The parties having stipulated, it is ordered that any applicable statutes of limitation relating to the filing of individual actions by the opt-in Plaintiffs pursuant to the Court's Order granting Defendant's Motion for Decertification of Collective Action dated March 25, 2013 are hereby tolled for sixty (60) days from the date of entry of that Order.

Dated: 4/16/2013

/s/ SANDRA M. SNYDER
United States Magistrate Judge