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12 Attorneys for Defendants
Taco Bell Corp., Taco Bell of America, Inc.
13 and Yum! Brands, Inc.

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1 IT IS HEREBY STIPULATED AND AGREED by and between Plaintiffs and Defendants
2 that, pending approval by the Court, the deadline for Defendant Yum! Brands, Inc. ("Yum") to file
3 its summary judgment motion is hereby continued by 31 days to March 1, 2010, as set forth
4 below:

5 This stipulation is based on the following facts:

6 1. Pursuant to the Court's October 21, 2009 Order Continuing Deadlines Re Whether
7 Yum! Brands, Inc. is a Proper Party Defendant, the deadline for Defendants to file any dispositive
8 motion on that issue is January 29, 2010. The Court, on joint stipulation by the parties, previously
9 extended the deadline for Defendants to file a dispositive motion on the issue of whether Yum is a
10 proper party Defendant from November 30, 2009.

11 2. Plaintiffs and Defendants believe that they may resolve the issue of whether Yum is
12 a proper party defendant by stipulation.

13 3. Such stipulation is likely to eliminate the need to file a dispositive motion.

14 4. The deadline for Defendants to file a dispositive motion on the issue is rapidly
15 approaching.

16 5. The filing of a dispositive motion by Defendants may moot or otherwise harm the
17 parties' attempt to resolve the issue by stipulation.

18 6. The parties have met and conferred and have agreed that more time is needed to
19 work out the details of a stipulation. The parties agree that a continuance of 31 days, from January
20 29, 2010 to March 1, 2010, of Defendants' deadline to file a dispositive motion on this issue is
21 sufficient for this purpose.

22 7. The agreed upon continuance shall not affect any other deadlines.

23 Accordingly, the parties hereby apply to the Court for an order continuing the deadline for
24 Defendants to file a dispositive motion as to whether Yum is a proper party defendant by 31 days
25 to March 1, 2010.
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Dated: January 20, 2010

Initiative Legal Group, APC

By: /s/ David Cheng
Mónica Balderrama
Gregory Yu
David Cheng
Interim Lead Counsel for Plaintiffs

Dated: January 20, 2010

Irell & Manella LLP

By: /s/ Julie M. Davis
Layn R. Phillips
Andra Barmash Greene
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ORDER

The Court has read and considered the Joint Stipulation To Continue Deadline Whether Yum! Brands, Inc. Is A Proper Party Defendant.

Good cause appearing pursuant to Rule 16(b)(4), IT IS ORDERED that the deadline for Defendants to file any dispositive motion on the issue of whether Yum! Brands, Inc. is a proper party defendant be continued by 31 days, from January 29, 2010, to March 1, 2010; and that the filing and hearing schedule for such motion shall be in accordance with the Local Rules for the Eastern District of California.

IT IS SO ORDERED.

Dated: January 22, 2010

/s/ OLIVER W. WANGER
Hon. Oliver W. Wanger
U.S. District Court Judge