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10 Attorneys for Plaintiff  
 11 ANTONIA LUNA

12 \* List of Defendants and their respective counsel listed after the caption.

13 UNITED STATES DISTRICT COURT  
 14 EASTERN DISTRICT OF CALIFORNIA

15 ANTONIA LUNA,  
 16 Plaintiff,

CASE NO. 1:08-CV-01962 AWI-SMS  
Civil Rights

17 v.

**STIPULATION**

18 HOA TRUNG VO dba SAVE MORE  
 19 98 DISCOUNT STORE; BLIATOUT  
 20 LLC; AND DOES 1-10, INCLUSIVE,

**ORDER VACATING 12/10/2010  
 PRE-TRIAL CONFERENCE AND  
 02/08/2011 TRIAL**

21 Defendants.

22 \_\_\_\_\_ /

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1 [Lorbeer-R@Prodigy.net](mailto:Lorbeer-R@Prodigy.net)

2 Attorneys for Defendant  
3 HOA TRUNG VO dba SAVE  
4 MORE 98 DISCOUNT STORE

5 **STIPULATION**

6 Plaintiff ANTONIA LUNA and Defendants BLIATOUT LLC and  
7 HOA TRUNG VO dba SAVE MORE 98 DISCOUNT STORE hereby jointly  
8 stipulate and request through their attorneys of record as follows:

9 On November 11, 2010, the Court issued its Order on Plaintiff's  
10 Motion for Summary Judgment and Related Orders (the "Order" – Docket No.  
11 46), in which the Court ordered: (1) the parties to meet and confer not later than  
12 fourteen (14) days from the date of the Order to discuss the issues addressed in  
13 the Order and any issues that may benefit resolution of the case; and (2) Plaintiff  
14 to file and serve any proposed stipulated judgment or amended motion for  
15 summary judgment or summary adjudication together with any stipulated  
16 undisputed material facts not later than twenty-eight (28) days from the date of  
17 the Order (by December 15, 2010).

18 On November 30, 2010 counsel for the parties met and conferred  
19 telephonically to discuss Defendants stipulating to judgment in this case.  
20 Defendants are presently contemplating their options and have agreed to confirm  
21 with Plaintiff by the close of business on Monday, December 6, 2010 regarding  
22 whether they will agree to a stipulated judgment.

23 Pursuant to the Court's Scheduling Conference Order (Docket No.  
24 33), a Pre-Trial Conference is presently scheduled for December 10, 2010, at 8:30  
25 a.m.

26 The parties hereby agree and stipulate that the Pre-Trial Conference  
27 with the Court be rescheduled for January 2011 or later to allow the parties to  
28 continue discussing options to resolve the issues in this case and for Plaintiff to

1 comply with the Court's order to file and serve a proposed stipulated judgment or  
2 amended motion for summary judgment or summary adjudication together with  
3 any stipulated undisputed material facts by December 15, 2010.

4 **IT IS SO STIPULATED.**

5 Dated: December 1, 2010

LAW OFFICES OF PAUL L. REIN

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7  
8 /s/ Catherine M. Cabalo  
9 By: Catherine M. Cabalo, Esq.  
10 Attorneys for Plaintiff  
ANTONIA LUNA

11 Dated: December 1, 2010

COOPER & COOPER

12  
13 /s/ Joseph Cooper  
14 By: Joseph Cooper, Esq.  
15 Attorneys for Defendant BLIATOUT, LLC

16 Dated: December 1, 2010

17  
18 /s/ Robert C. Lorbeer  
19 Robert C. Lorbeer, Esq.  
20 Attorney for Defendant  
HOA TRUNG VO dba SAVE MORE 98  
DISCOUNT STORE

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**ORDER**

Good cause having been shown, the court grants the parties' stipulation in part. Given the court's November 17, 2010 Order directing the parties file a proposed stipulated judgment or, in the alternative, an amended motion for summary judgment, the December 10, 2010 Pretrial Conference and February 8, 2011 Trial dates are VACATED. The court will conduct a status conference in this action on February 7, 2011 at 1:30 p.m.

IT IS SO ORDERED.

Dated: December 3, 2010

  
CHIEF UNITED STATES DISTRICT JUDGE