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**UNITED STATES DISTRICT COURT**  
**EASTERN DISTRICT OF CALIFORNIA, FRESNO DIVISION**

GERALD CARLIN, JOHN RAHM, PAUL  
 ROZWADOWSKI and BRYAN WOLFE,  
 individually and on behalf of themselves and all  
 others similarly situated,

Plaintiffs,

v.

DAIRYAMERICA, INC. and CALIFORNIA  
 DAIRIES, INC.,

Defendants.

Case No. 1:09 CV 00430-AWI-DLB

**STIPULATION OF COUNSEL CHANGING  
 THE HEARING DATE ON DEFENDANTS'  
 MOTION TO DISMISS TO AUGUST 31, 2009  
 AND EXTENDING TIME TO FILE  
 OPPOSITIONS AND REPLIES**

The parties, by and through their respective attorneys of record, hereby stipulate that they have agreed, after consultation with the Court regarding its calendar, to change the hearing date on Defendants' Motions to Dismiss from August 3, 2009 to August 31, 2009.

The parties further stipulate that Plaintiffs' Oppositions to Defendants' Motions to Dismiss are due on or before July 16, 2009, and Defendants' Replies are due on or before August 13, 2009.

Dated: July 2, 2009

Respectfully submitted,

/s/ Kendall L. Manock

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ORDER

IT IS SO ORDERED.

**Dated:** July 6, 2009

/s/ Anthony W. Ishii  
CHIEF UNITED STATES DISTRICT JUDGE