UNITED STATES DISTRICT COURT EASTERN DISTRICT OF CALIFORNIA

ALFRED GONZALES AND KELLY GONZALES, Individually and on Behalf of All Others Similarly Situated,

Plaintiffs,

v.

COMCAST CORPORATION, and DOES 1 through 50 Inclusive,

Defendants.

Case No. 1:10-cv-01010-LJO-SKO

CLASS ACTION

STIPULATION AND ORDER TO CONTINUE PLAINTIFFS' REPLY DATE FROM MARCH 25, 2011 TO MARCH 30, 2011

STIPULATION TO CONTINUE PLAINTIFFS' REPLY DATE

| 1 | This stipulation is entered into by and among Plaintiffs Alfred and Kelly |
|----|---|
| 2 | Gonzales ("Plaintiffs") and Defendant Comcast Corporation Inc. ("Comcast," and |
| 3 | collectively, with Plaintiffs, the "Parties"), through their respective counsel, to |
| 4 | agree to the following: |
| 5 | Whereas, Plaintiffs filed their Motion for Leave To File an Amended |
| 6 | Complaint and To Amend the Scheduling Order (the "Motion") on February 28, |
| 7 | 2011 and set a hearing before this Court on March 30, 2011; |
| 8 | Whereas, counsel for Plaintiffs were contacted by counsel for Comcast, |
| 9 | requesting additional time to file their opposition. Plaintiffs did not object and, |
| 10 | therefore, the parties stipulated to a new hearing date set for April 1, 2011. The |
| 11 | stipulation also included the opposition and reply dates based on the new hearing |
| 12 | date. The court ordered Comcast to file its opposition on March 18, 2011, which it |
| 13 | did, ordered Plaintiffs' reply due for March 25, 2011 and set the hearing date for |
| 14 | April 6, 2011. |
| 15 | Under Local Rule 220, the deadline for the reply would be March 30, 2011. |
| 16 | We respectfully request the Court modify the current Order to allow the reply to be |
| 17 | filed, according to Local Rule 220, on or before March 30, 2011; |
| 18 | Whereas, this stipulation is not entered to unduly prejudice or delay |
| 19 | proceedings or for any improper purpose; |
| 20 | NOW, THEREFORE, IT IS STIPULATED, to continue the due date of |
| 21 | Plaintiffs' reply from March 25, 2011 to March 30, 2011. |
| 22 | |
| 23 | Dated: March 24, 2011 GLANCY BINKOW & GOLDBERG LLP |
| 24 | |
| 25 | By: <u>s/ Marc L. Godino</u> Marc L. Godino |
| 26 | Lionel Z. Glancy |
| 27 | Kevin F. Ruf Jala A. Amsellem |
| 28 | |

| 1 | Coby M. Turner |
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| 7 | Gonzales And Kelly Gonzales |
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| 9 | Dated: March 24, 2011 WHITE & CASE LLP |
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| 15 | Attorneys for Defendant Comcast Corporation |
| 16 | |
| 17 | <u>ORDER</u> |
| 18 | The parties' stipulated request to extend Plaintiff's time to file a reply brief |
| 19 | |
| 20 | until March 30, 2011, is GRANTED. To provide adequate time to review the |
| 21 | parties' briefs, the Court VACATES the April 6, 2011, hearing and RESETS the |
| 22 | hearing to April 20, 2011. |
| 23 | IT IS SO ORDERED. |
| 24 | Dated: March 24, 2011 /s/ Sheila K. Oberto |
| 25 | UNITED STATES MAGISTRATE JUDGE |
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