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 10 ROSS DRESS FOR LESS, INC.

11 UNITED STATES DISTRICT COURT
 12 EASTERN DISTRICT OF CALIFORNIA

13 JOHN MORALES,
 14 Plaintiff,

15 v.

16 DOLLAR TREE STORES, INC.,
 17 ROSS DRESS FOR LESS, INC.;
 18 JEAN LEE, ROGER CHANG AND
 19 NELSON CHANG TRUSTEES OF
 20 THE JEAN LEE 1993 TRUST;
 21 ECLIPSE PROPERTY
 22 MANAGEMENT, INC.,
 23 SAWHNEY PROPERTIES, L.P.,
 24 Defendants.

Case No. 1:10-CV-01992 AWI SKO

**JOINT STIPULATION AND ORDER TO
 CONTINUE MANDATORY SCHEDULING
 CONFERENCE AND FILING OF JOINT
 SCHEDULING REPORT**

Magistrate Judge: Shelia K. Oberto
 Courtroom: 8
 Complaint Filed: October 22, 2010

STIPULATION

WHEREAS, on October 22, 2010, Plaintiff John Morales filed a Complaint against Defendant Ross Dress for Less, Inc.

WHEREAS, on October 25, 2010, the Court issued an Order Setting the Mandatory Scheduling Conference.

WHEREAS, no trial date has yet been assigned;

WHEREAS, the Court's Order Setting Scheduling Conference provided as follows:

1. The Scheduling Conference is set for January 27, 2011;
2. The Parties shall meet and confer to develop a Joint Scheduling Report,

(NO. 1:10-CV-01992 AWI SKO)

JOINT STIPULATION AND [PROPOSED] ORDER TO
 CONTINUE MANDATORY SCHEDULING CONFERENCE
 AND FILING OF JOINT SCHEDULING REPORT

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discovery plan and to discuss possible settlement at least twenty (20) days before the Scheduling Conference;

3. The Parties shall file a Joint Scheduling Report not later than seven (7) days prior to the Mandatory Scheduling Conference;

WHEREAS, the Plaintiff and Defendant Ross Dress for Less, Inc. have made substantial progress toward settling this matter and anticipate a final resolution of the dispute within the next four weeks;

WHEREAS, the Parties jointly request that the above-stated dates be continued so that the Parties can focus their efforts and resources on settlement of the instant dispute.

THEREFORE, subject to the approval of this Court, it is hereby stipulated and agreed, by and between the Parties hereto, through their respective counsel, that:

1. The Scheduling Conference shall be continued to a date convenient for this Court after February 23, 2011;
2. The Parties shall meet and confer and develop a Joint Scheduling Report, discovery plan and to discuss possible settlement at least twenty (20) days before the Scheduling Conference; and
3. The Parties shall file a Joint Scheduling Report not later than seven (7) days before the rescheduled Scheduling Conference.

IT IS SO STIPULATED

Dated: January 20, 2011

/s/ Tanya L. Moore
 TANYA LEVINSON MOORE,
 Moore Law Firm, P.C.
 Attorneys for Plaintiff
 JOHN MORALES

Dated: January 20, 2011

/s/ Daniel J. Cravens
 DANIEL J. CRAVENS
 LITTLER MENDELSON
 A Professional Corporation
 Attorneys for Defendant
 ROSS DRESS FOR LESS, INC.

1 **PURSUANT TO STIPULATION, AND GOOD CAUSE HAVING BEEN SHOWN:**

2 1. The Mandatory Scheduling Conference and associated dates, as set in the
3 Court's October 25, 2010 Order Setting Mandatory Scheduling Conference, are vacated.

4 2. The Scheduling Conference shall be continued to March 15, 2011, at 9:15
5 a.m.

6 3. The Parties shall meet and confer and develop a Joint Scheduling Report,
7 discovery plan and to discuss possible settlement at least twenty (20) days before the Scheduling
8 Conference.

9 4. The Parties shall file a Joint Scheduling Report not later than seven (7) days
10 before the rescheduled Scheduling Conference date.

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12 IT IS SO ORDERED.

13 Dated: January 20, 2011

/s/ Sheila K. Oberto
14 UNITED STATES MAGISTRATE JUDGE