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8 **UNITED STATES DISTRICT COURT**
9 **EASTERN DISTRICT OF CALIFORNIA**
10 **FRESNO DIVISION**

11 UPF CORPORATION, a corporation,
12 Plaintiff,
13 v.
14 OLD DOMINION FREIGHT LINE, INC., a
corporation,
15 Defendants.

CASE NO. 1:13-cv-00037-JLT
**STIPULATION RE CONTINUANCE OF
HEARING OF CROSS-MOTIONS FOR
SUMMARY JUDGMENT AND/OR
SUMMARY ADJUDICATION; AND
ORDER THEREON**
Date: November 22, 2013
Time: 9:30 a.m.
Magistrate Judge: Jennifer L. Thurston
Place: Bakersfield Courtroom
Complaint Filed: January 9, 2013
Trial Date: June 11, 2014

19 IT IS HEREBY STIPULATED by and between plaintiff UPF Corporation and defendant
20 Old Dominion Freight Line, Inc., by and through their respective counsel of record, that the
21 hearing on the motion for summary judgment and/or summary adjudication filed by plaintiff UPF
22 Corporation and the motion for summary judgment filed by defendant Old Dominion Freight Line,
23 Inc. that is currently set to be heard on November 22, 2013 at 9:30 a.m. before United States
24 Magistrate Judge Jennifer L. Thurston, be continued until December 11, 2013 at 9:30 a.m. This
25 stipulation was agreed upon because plaintiff's counsel is undergoing surgery on November 21,
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1 2013, and will not be available to participate in the hearing should the court desire to hold a
2 hearing on these motions.

3 Law Office of Rocky K. Copley

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5 Dated: November 21, 2013

By: /s/ Rocky K. Copley
Attorney for Plaintiff, UPF Corporation
rkcooley@rkc-rocklaw.com

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8 Scopelitis, Garvin, Light, Hanson & Feary LLP

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10 Dated: November 21, 2013

By: /s/ Kathleen C. Jeffries
Attorneys for Defendant ,
Old Dominion Freight Line, Inc.
kjeffries@scopelitis.com

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13 **ORDER**

14 Based upon the stipulation by and between the parties, IT IS HEREBY ORDERED that the
15 hearing on the motions for summary judgment and/or summary adjudication of plaintiff UPF
16 Corporation and defendant Old Dominion Freight Line, Inc. are continued to December 11, 2013
17 at 9:30 a.m.

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19 IT IS SO ORDERED.

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Dated: November 21, 2013

/s/ Jennifer L. Thurston
UNITED STATES MAGISTRATE JUDGE

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