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14 Attorneys for Plaintiff
15 FRANCISCO NIEVES REYES

16 UNITED STATES DISTRICT COURT
17 EASTERN DISTRICT OF CALIFORNIA

18 FRANCISCO NIEVES REYES, individually
19 and on behalf of other persons similarly
20 situated,

21 Plaintiffs,

22 vs.

23 CVS PHARMACY, INC.; CAREMARK RX
24 LLC; and DOES 1 through 10.

25 Defendants.

Case No. 1:14-CV-00964 MJS

**STIPULATION RE CONTINUANCE OF
SCHEDULING CONFERENCE PENDING
MEDIATION and ORDER THEREON**

26 Plaintiff Francisco Nieves Reyes (“Plaintiff”) and Defendants CVS Pharmacy, Inc. and CVS
27 Caremark Corporation (erroneously sued as Caremark RX LLC) (“Defendants”), by and through their
28 respective counsel of record, hereby enter into the following Stipulation re Continuance of Scheduling
Conference Pending Mediation and mutually request the Court to enter an order in accordance
therewith.

STIPULATION

1. On February 20, 2015, the Court issued an order establishing the following schedule
with respect to Plaintiff’s then anticipated motion for class certification:

1 Filing Deadline May 11 2015
2 Opposition Due June 11, 2015
3 Reply Due June 25, 2015
4 Hearing Date July 31, 2015

5 2. Following the deposition of Defendant with respect to certain topics on April 30, 2015,
6 the parties agreed to suspend discovery and participate in a private mediation. As a result of that
7 agreement, Plaintiff did not file a motion for class certification by the May 11 deadline.

8 3. As a result of Plaintiff not filing a motion for class certification by the May 11 deadline,
9 the Court set a scheduling conference for July 31, 2015.

10 4. The parties recently confirmed mediation arrangements. The mediation is scheduled to
11 take place on July 30, 2015 before mediator Barry Winograd.

12 5. In light of the foregoing, the parties mutually request that the scheduling conference be
13 continued for approximately 30 days.

14 Dated: June 8, 2015

KARASIK LAW FIRM

15
16 By /s/ Gregory N. Karasik
Gregory N. Karasik
17 Attorneys for Plaintiff

18 Dated: June 8, 2015

SIDLEY AUSTIN LLP

19
20 By /s/ Jennifer B. Zargarof
Jennifer B. Zargarof
21 Attorneys for Defendants

22 **ORDER**

23 Good cause having been shown, the scheduling conference presently set for July 31, 2015 is
24 continued to August 28, 2015 at 11:30 AM.
25 IT IS SO ORDERED.

26 Dated: June 9, 2015

27 /s/ Michael J. Seng
UNITED STATES MAGISTRATE JUDGE

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