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Fowler Packing Company, Inc. and  
13 Gerawan Farming, Inc.*

14  
15 IN THE UNITED STATES DISTRICT COURT  
16 FOR THE EASTERN DISTRICT OF CALIFORNIA – FRESNO DIVISION  
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18  
19 **FOWLER PACKING COMPANY, INC.;**  
20 **GERAWAN FARMING, INC.,**

21  
22 Plaintiffs,

23  
24 v.

25 **DAVID M. LANIER, in his official capacity**  
26 **as Secretary of the California Labor and**  
27 **Workforce Development Agency;**  
28 **CHRISTINE BAKER, in her official**  
**capacity as the Director of the Department**  
**of Industrial Relations; JULIE A. SU, in her**  
**official capacity as California Labor**  
**Commissioner,**

Defendants.

1:16-cv-00106-DAD-SAB

**STIPULATION AND ORDER RE  
SCHEDULING CONFERENCE**

1 Pursuant to Local Rule 144, plaintiffs Fowler Packing Company, Inc. and Gerawan  
2 Farming, Inc., and defendants David M. Lanier, Christine Baker, and Julie A. Su, hereby stipulate  
3 and agree to reset the Scheduling Conference in this matter as set forth below.

4 WHEREAS the Ninth Circuit Court of Appeals issued its Mandate on March 28, 2017, in  
5 case 16-16236, thereby effecting the remand of this matter to the United States District Court;

6 WHEREAS the Honorable Magistrate Judge Stanley A. Boone thereafter issued a Minute  
7 Order on March 30, 2017, setting this matter for a Scheduling Conference on April 27, 2017;

8 WHEREAS counsel for Defendants had previously scheduled personal time off and had  
9 arranged to be out of state and unavailable from April 14 to April 30;

10 WHEREAS, counsel for Defendants has been apprised that Magistrate Judge Boone's  
11 calendar would allow the Scheduling Conference to be held Wednesday, May 31, 2017, at 2 p.m.;

12 WHEREAS undersigned counsel for the parties are agreeable to resetting the Scheduling  
13 Conference to May 31, 2017, at 2 p.m.; and

14 WHEREAS the parties have neither stipulated to, nor requested, any other extension of  
15 time for conducting the Scheduling Conference in this matter;

16 NOW, THEREFORE, IN CONSIDERATION OF THE FOREGOING, IT IS HEREBY  
17 STIPULATED by and between the parties that the Scheduling Conference in this matter may be  
18 reset to May 31, 2017, at 2 p.m.

19 Dated: April 3, 2017

XAVIER BECERRA  
Attorney General

20 By: /s/ Thomas M. Patton

21 Thomas M. Patton  
22 Deputy Attorney General  
23 Attorneys for Defendants David M. Lanier;  
Christine Baker; and Julie A. Su

24 Dated: April 3, 2017

IRELL & MANELLA LLP  
David A. Schwarz

25 By: /s/ David A. Schwarz

26 David A. Schwarz  
27 Attorneys for Plaintiffs  
28 Fowler Packing Company, Inc.; Gerawan

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**ORDER**

Pursuant to the parties' stipulation, the Court orders as follows:

The Scheduling Conference in this matter is hereby reset to Wednesday, May 31, 2017, at 2.00 p.m., in Courtroom 9, before Magistrate Judge Stanley A. Boone. A joint scheduling report is due one week before the conference date.

IT IS SO ORDERED.

Dated: April 4, 2017



UNITED STATES MAGISTRATE JUDGE