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7 on behalf of himself, all others similarly situated,
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14 **UNITED STATES DISTRICT COURT**

15 **EASTERN DISTRICT OF CALIFORNIA**

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18 LUIS GUERRERO on behalf of
19 himself, all others similarly situated,
and on behalf of the general public,

20 Plaintiff,

21 v.

22 HALLIBURTON ENERGY
23 SERVICES, INC.; and DOES 1-100,

24 Defendants.

Case No. 1:16-cv-01300-LJO-JLT

**ORDER GRANTING STIPULATION TO
CONTINUE THE MANDATORY
SCHEDULING CONFERENCE**

(Doc. 23)

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28 Plaintiff LUIS GUERRERO (“Plaintiff”) and Defendant HALLIBURTON ENERGY

1 SERVICES, INC. (“Defendant”) (collectively “the Parties”), by and through their respective
2 counsel, hereby stipulate as follows:

3 WHEREAS, on September 7, 2016, Honorable Jennifer J. Thurston set a Mandatory
4 Initial Scheduling Conference in this case for December 2, 2016;

5 WHEREAS, on September 9, 2016, Defendant filed a Motion to Dismiss and/or Strike
6 Plaintiff’s Complaint;

7 WHEREAS, on November 2, 2016, Honorable Lawrence J. O’Neill issued a
8 Memorandum and Decision Order on Defendant’s Motion to Dismiss and/or Strike Plaintiff’s
9 Complaint;

10 WHEREAS, on November 3, 2016, Honorable Jennifer J. Thurston continued the Initial
11 Scheduling Conference from December 2, 2016, to January 26, 2017, to allow time for the
12 pleadings to settle;

13 WHEREAS, on November 22, 2016, Plaintiff filed his First Amended Complaint;

14 WHEREAS, on December 6, 2016, Defendant filed a Motion to Dismiss and/or Strike
15 Plaintiff’s First Amended Complaint;

16 WHEREAS, on December 7, 2016, in light of the pending Motion to Dismiss, Honorable
17 Jennifer J. Thurston continued the Initial Scheduling Conference from January 26, 2017, to
18 March 16, 2017;

19 WHEREAS, on February 3, 2017, Honorable Lawrence J. O’Neill issued a Memorandum
20 and Decision Order on Defendant’s Motion to Dismiss and/or Strike Plaintiff’s First Amended
21 Complaint;

22 WHEREAS, on February 23, 2017, Plaintiff filed his Second Amended Complaint;

23 WHEREAS, on March 9, 2017, Defendant informed Plaintiff it will file its Answer to
24 Plaintiff’s Second Amended Complaint on March 9, 2017;

25 WHEREAS, an Initial Scheduling Conference is currently scheduled in this case for
26 March 16, 2017, at 8:30 a.m. before Magistrate Judge Jennifer L. Thurston;

27 WHEREAS, pursuant to the Order Setting Mandatory Scheduling Conference issued by
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1 Honorable Jennifer J. Thurston, the Parties are required to hold a conference twenty (20) days
2 prior to the Mandatory Scheduling Conference and submit a Joint Scheduling Report at least
3 seven (7) days prior to the scheduled conference;

4 WHEREAS, in light of multiple challenges to the pleadings, Plaintiff's filing of his
5 Second Amended Complaint on February 23, 2017, and Defendant's intention to file an Answer
6 to Plaintiff's Second Amended Complaint on March 9, 2017, the Parties are in need of more time
7 to conduct their conference of counsel and prepare a Joint Scheduling Report prior to the Initial
8 Scheduling Conference in this case;

9 THEREFORE, IT IS HEREBY STIPULATED, by and between the Parties, by and
10 through their respective counsel, that they respectfully request, subject to the Court's approval,
11 that the Court continue the Initial Scheduling Conference currently scheduled for March 16,
12 2017, for thirty (35) days to April 20, 2017, or a date more convenient for the Court.

13 **IT IS SO STIPULATED.**

14 Dated: March 9, 2017

THE TURLEY & MARA LAW FIRM, APLC

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16 By: /s/ Jamie Serb
17 William Turley
18 David Mara
19 Jamie Serb
20 Attorneys for LUIS GUERRERO,
on behalf of himself, all others similarly situated

21 Dated: March 9, 2017

MCGUIREWOODS LLP

22
23 By: /s/ Sabrina A. Beldner
24 Matthew C. Kane
25 Sabrina A. Beldner
26 Sylvia J. Kim
27 Attorneys for HALLIBURTON ENERGY
28 SERVICES, INC.

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ORDER

Based upon the stipulation of the parties, the mandatory scheduling conference is **CONTINUED** to **April 20, 2017 at 8:30 a.m.** The parties shall meet and confer pursuant to Federal Rule of Civil Procedure 26(f), and file their Joint Scheduling Report seven days before the scheduled Initial Scheduling Conference.

IT IS SO ORDERED.

Dated: March 13, 2017

/s/ Jennifer L. Thurston
UNITED STATES MAGISTRATE JUDGE