

1 SEYFARTH SHAW LLP  
Kristina M. Launey (SBN 221335)  
2 klauney@seyfarth.com  
Julie G. Yap (SBN 243450)  
3 jyap@seyfarth.com  
Christopher J. Truxler (SBN 282354)  
4 ctruxler@seyfarth.com  
400 Capitol Mall, Suite 2350  
5 Sacramento, California 95814-4428  
Telephone: (916) 448-0159  
6 Facsimile: (916) 558-4839

7 Attorneys for Defendant  
WINCO HOLDINGS, INC.

8 WORKMAN LAW FIRM, PC  
9 Robin G. Workman (SBN 145810)  
robin@workmanlawpc.com  
10 Rachel E. Davey (SBN 316096)  
rachel@workmanlawpc.com  
11 177 Post Street, Suite 800  
San Francisco, CA 94018  
12 Telephone: (415) 782-3660  
Facsimile: (415) 788-1028

13 Attorneys for Plaintiff  
14 SHIRLEY JACO, on behalf of herself and all others  
others similarly situated  
15

16 UNITED STATES DISTRICT COURT  
17 EASTERN DISTRICT OF CALIFORNIA  
18

19 SHIRLEY JACO on behalf of herself and all  
20 others similarly situated,

21 Plaintiff,

22 v.

23 WINCO HOLDINGS, INC. and Does 1  
through 50, inclusive.

24 Defendants.  
25

Case No. 1:18-CV-00301-DAD-EPG

**SECOND STIPULATION AND ORDER  
TO CONTINUE RULE 26(f)  
CONFERENCE & OCTOBER 15, 2018  
SCHEDULING CONFERENCE**

Before the Hon. Erica P. Grosjean  
26  
27  
28

1 Plaintiff SHIRLEY JACO (“Plaintiff”) and Defendant WINCO HOLDINGS, INC.  
2 (“Defendant”) (collectively, the “Parties”), by and through their respective attorneys, pursuant to Eastern  
3 District Local Rules 143 and 144, stipulate and agree that good cause exists to continue the Parties’ Rule  
4 26(f) Conference and the Court’s Scheduling Conference set for October 15, 2018, to dates following an  
5 order on Defendant’s Motion To Dismiss Complaint, Or In The Alternative, To Strike:

6 WHEREAS, Defendant filed a Motion To Dismiss Complaint, Or In The Alternative, To Strike  
7 on March 9, 2018, which has been fully briefed by the Parties;

8 WHEREAS, the Honorable Dale A. Drozd heard oral argument on Defendant’s Motion To  
9 Dismiss Complaint, Or In The Alternative, To Strike on May 1, 2015;

10 WHEREAS, the Court’s ruling on Defendant’s Motion To Dismiss Complaint, Or In The  
11 Alternative, To Strike may impact the claims at issue in the litigation, the scope of discovery, and  
12 scheduling of discovery and motions;

13 WHEREAS, the Court granted the Parties’ previous stipulation to continue the Rule 26(f)  
14 Conference and the Court’s Scheduling Conference from June 27, 2018 to August 29, 2018;

15 WHEREAS, the Court *sua sponte* continued the Rule 26(f) Conference and the Court’s  
16 Scheduling Conference August 29, 2018 to October 15, 2018;

17 WHEREAS, in order to preserve time and resources, the Parties believe that their Rule 26(f)  
18 conference should be deferred until after the Court’s ruling on the pending Motion To Dismiss  
19 Complaint, Or In The Alternative, To Strike;

20 WHEREAS, the Parties stipulate and agree to hold their Rule 26(f) conference within twenty-one  
21 (21) days of the issuance of the Court’s Order ruling on the pending Motion To Dismiss Complaint, Or  
22 In The Alternative, To Strike and to continue the Court’s Scheduling Conference.

23 IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.

24 ///

25 ///

26 ///

27 ///

28 ///

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

DATED: October 5, 2018

Respectfully submitted,  
SEYFARTH SHAW LLP

By: /s/ Christopher J. Truxler  
Kristina M. Launey  
Julie G. Yap  
Christopher J. Truxler  
  
*Attorneys for Defendant*  
WINCO HOLDINGS, INC.

DATED: October 5, 2018

Respectfully submitted,  
WORKMAN LAW FIRM, PC

By: /s/ Robin G. Workman  
Robin G. Workman  
Rachel E. Davey  
  
*Attorneys for Plaintiff*  
SHIRLEY JACO, on behalf of herself and all  
others similarly situated

Attorney for Plaintiff agreed with the contents of  
this document and authorized the filer to use her  
electronic signature.

1 **ORDER**

2 After considering the above stipulation, and finding good cause therefor, the Court's Scheduling  
3 Conference currently set for October 15, 2018 is continued to November 13, 2018 at 10:30 a.m. The  
4 Court grants telephonic appearances, with each party wishing to so appear directed to use the following  
5 dial-in number and passcode: 1-888-251-2909; passcode 1024453. The parties are also reminded to file  
6 a joint scheduling report one full week prior to the conference and to email a copy of same, in Word  
7 format, to [epgorders@caed.uscourts.gov](mailto:epgorders@caed.uscourts.gov), for the Judge's review.

8 IT IS SO ORDERED.

9 Dated: **October 5, 2018**

10 */s/ Eric P. Groj*  
11 UNITED STATES MAGISTRATE JUDGE  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28