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15 **IN THE UNITED STATES DISTRICT COURT
16 FOR THE EASTERN DISTRICT OF CALIFORNIA
17 SACRAMENTO DIVISION**

18 DIRK REGAN, CAROL REGAN,) Case No. S-01-0766 WBS JFM
19 JACQUELYN SHELDICK, STEPHEN) Case No. S-01-0779 WBS JFM
20 PHILLIP RUTHERFORD, DONALD M.)
21 FISK, AND GLENN L. BOOM, for)
22 themselves and on behalf of all others)
23 similarly situated,)
24 et al.,)
25 Plaintiffs,) **JOINT STIPULATION TO
26 vs.) CONTINUE JANUARY 26, 2009
27 QWEST COMMUNICATIONS) STATUS CONFERENCE
28 INTERNATIONAL, INC., et al.,) AND PROPOSED ORDER
29 Defendants.)
30 _____)**

31 DIRK REGAN, CAROL REGAN,)
32 JACQUELYN SHELDICK, and)
33 DONALD M. FISK, for themselves)
34 and on behalf of all others similarly)
35 situated, et al.,)
36 Plaintiffs,)
37 vs.)
38 WILLIAMS COMMUNICATIONS, L.L.C.,)
39 et al.,)
40 Defendants.)
41 _____)

1 COME NOW, Plaintiffs and Defendants and jointly request that the Court continue
2 the January 26, 2009 Status Conference in these matters. In support of said stipulated
3 request, the parties state as follows:

4 1. By Order of this Court dated September 4, 2008 there is a Status Conference
5 in this matter set for January 26, 2009.

6 2. As set forth in Plaintiffs' and Defendants' previous reports to this Court, the
7 parties herein are in the process of obtaining final approval of settlements that would dispose
8 of the claims asserted in this action and others. On July 16, 2008, the parties presented a
9 Joint Motion for Preliminary Approval of said settlements to the United States District Court
10 for the District of Massachusetts in the pending matter styled as *Kingsborough v. Sprint*
11 *Communications Company, L.P.*, Case No. 07-CV-10651. On July 18, the *Kingsborough*
12 court issued an Order Preliminarily Approving Class-Action Settlements, Certifying
13 Settlement Classes, and Directing Notice. The Preliminary Approval Order granted
14 preliminary approval to, *inter alia*, a state-wide California class action settlement agreement
15 that, if finally approved by the *Kingsborough* court, will resolve all the claims asserted by the
16 Plaintiffs in this case. The court scheduled a Fairness Hearing for November 17, 2008.

17 3. On August 8, 2008, the Claims Administrator mailed Notice of the settlements
18 to class members. On September 22, 2008, the deadline for requesting exclusion from
19 participation in the settlement expired.

20 4. The *Kingsborough* court held the Fairness Hearing on November 17, 2008.
21 The parties and certain objectors presented argument on the Joint Motion for Final Approval
22 of Class-Action Settlements. The court took the Motion under advisement and, as of the date
23 of this filing, no ruling has issued.

1 5. In the interests of judicial efficiency, the parties hereby request that the Court
2 forego further proceedings in this matter until the second quarter of 2009, at which time the
3 parties will provide a further status report concerning the proceedings in *Kingsborough*.
4

5 WHEREFORE, the parties jointly request that the Court continue the Status
6 Conference as noted above.
7

8 **DATED:** January 9, 2009

9 Respectfully submitted,
10

11 **ZELLE HOFMANN VOELBEL**
12 **& MASON LLP**

13 /s/ Daniel J. Millea
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1 DATED: January 9, 2009

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21 **ATTORNEYS FOR DEFENDANTS**
22 **QWEST COMMUNICATIONS, ET AL.**

1 DATED: January 9, 2009

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**ATTORNEYS FOR DEFENDANTS
WILLIAMS COMMUNICATIONS, ET AL.**

ORDER

The Court, having reviewed the parties' stipulation concerning the January 26, 2009 Status Conference, and for the reasons stated therein, finds that the relief requested by the parties should be granted.

IS THEREFORE ORDERED that the January 26, 2009 Status Conference is continued until **July 13, 2009 at 2:00 p.m.**, and the parties are ordered to file a Joint Status Report no later **June 29, 2009**.

DATED: January 9, 2009

William H. Shubert

WILLIAM B. SHUBB
UNITED STATES DISTRICT JUDGE

PROOF OF SERVICE

**Regan, et al. v. Qwest Communications Intl., et al., Case No. S-01-0766 WBS JFM
And
Regan, et al., v. Williams Companies, et al., Case No. S-01-0779 WBS JFM**

I, Amanda Garberson, certify and declare under penalty of perjury that I: am a citizen of the United States; am over the age of 18 years; am employed by Zelle Hofmann Voelbel & Mason LLP, at the address indicated, whose members are members of the State Bar of California and at least one of those members is a member of the Bar of each Federal District Court within California; am not a party to or interested in the cause entitled upon the document to which this Proof of Service accompanies; and that on January 9, 2009, I served a true and correct copy of the following document(s) in the manner indicated below:

1. JOINT STIPULATION TO CONTINUE JANUARY 26, 2009 STATUS CONFERENCE AND PROPOSED ORDER

By USDC Live System-Document Filing System: on all interested parties registered for e-filing.

By US Mail: by placing the document(s) listed above in a sealed envelope, with first-class postage thereon fully prepaid, and depositing in Minneapolis, Minnesota, in the United States mail on the following parties, addressed as indicated:

Executed on January 9, 2009, in Minneapolis, Minnesota.

s/Amanda Garberson

Amanda Garberson