

1 DEBORAH KOCHAN (S.B. #152089)
 MATHEW STEPHENSON (S.B. #154330)
 2 KOCHAN & STEPHENSON
 260 California Street, Suite 803
 San Francisco, California 94111
 3 Telephone: (415) 392-6200
 Facsimile: (415) 392-6242

4 Attorneys for Plaintiff
 5 CHRISTINE EARL

6
 7 MATTHEW J. RUGGLES, Bar No. 173052
 ADRIANNE B. SAMMS, Bar No. 238786
 LITTLER MENDELSON
 8 A Professional Corporation
 2520 Venture Oaks Way, Suite 390
 Sacramento, CA 95833.4227
 9 Telephone: 916.830.7200
 Fax No.: 916.561.0828

10 Attorneys for Defendants
 11 NIELSEN MEDIA RESEARCH, INC. AND THE NIELSEN COMPANY (US), INC.,
 ERRONEOUSLY SUED AS VNU USA, INC.

12
 13
 14 **UNITED STATES DISTRICT COURT**
EASTERN DISTRICT OF CALIFORNIA
SACRAMENTO DIVISION

15
 16 CHRISTINE EARL,
 Plaintiff,

17 vs.

18 VNU USA, INC., NIELSEN MEDIA
 RESEARCH, INC.,

19 Defendants.

Case NO.: 2: 08-CV-00050 FCD KJM

**STIPULATION AND ORDER RE
 FURTHER BRIEFING RE
 DEFENDANTS' MOTIONS FOR
 SUMMARY JUDGMENT OR, IN THE
 ALTERNATIVE, MOTIONS FOR
 SUMMARY ADJUDICATION OF
 CLAIMS**

20
 21 MSJ Hearing Date: September 4, 2009
 22 Trial Date: March 30, 2010

1 WHEREAS Defendants timely filed their respective motions for summary judgment to
2 be heard on August 7, 2009;

3 WHEREAS the Court has since continued the hearings on said motions to September 4,
4 2009;

5 WHEREAS Plaintiff's opposition papers were due to be filed and personally served by
6 4:00 pm on July 24, 2009;

7 WHEREAS due to extenuating circumstances beyond Plaintiff's counsel's control the
8 electronic filing of said opposition papers with the court's ECF system was not complete until
9 7:45 pm on July 24, 2009 and Plaintiff was not able to personally serve Defendant said papers at
10 all on that day.

11 WHEREAS Plaintiff CHRISTINE EARL and Defendants THE NIELSEN COMPANY
12 (US), INC. and NIELSEN MEDIA RESEARCH, INC. (collectively, "Defendants"), by and
13 through their respective counsel, hereby stipulate and agree as follows:

14 1. Because Plaintiff's counsel did not timely file and serve Plaintiff's opposition
15 papers on counsel for Defendants, the parties stipulate that Defendants shall have until 4:00 p.m.
16 on Friday, August 7, 2009 to file and serve Defendants' Reply Papers;

17 2. Plaintiff shall have until 4:00 p.m. on Friday, August 14, 2009 to file evidentiary
18 objections to any evidence submitted in support of Defendants' Reply Papers;

19 3. The parties waive personal service of any further documents filed by the parties in
20 connection with the motion for summary judgment, provided the document is filed with the
21 District Court's ECF system in a proper and timely manner; and

22 4. Plaintiff shall have until 4:00 p.m. on Thursday July 30, 2009 to file an amended
23 memorandum of points and authorities in opposition to Defendant Nielsen Media Research's
24 motion for summary judgment to fix the clerical and/or formatting errors in the brief, including
submission of a Table of Contents and Table of Authorities.

IT IS SO STIPULATED.

1 Dated: July 27, 2009

2
3 /s/ Matthew J. Ruggles
4 MATTHEW J. RUGGLES
5 ADRIANNE B. SAMMS
6 LITTLER MENDELSON
7 A Professional Corporation
8 Attorneys for Defendants
9 NIELSEN MEDIA RESEARCH, INC. AND
10 THE NIELSEN COMPANY (US), INC.,
11 (erroneously sued as VNU USA, INC.)

12 Dated: July 27, 2009

13 KOCHAN & STEPHENSON
14 /s/ Deborah Kochan
15 Deborah Kochan,
16 Attorneys for Plaintiff

17 **ORDER**

18 The Court has reviewed the stipulation of the parties and hereby orders as follows:

19 1. Defendants shall have until 4:00 p.m. on Friday, August 7, 2009 to file and serve
20 Defendants' Reply Papers;

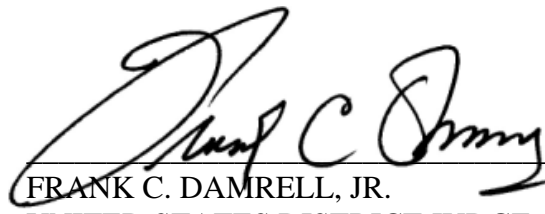
21 2. Plaintiff shall have until 4:00 p.m. on Friday, August 14, 2009 to file evidentiary
22 objections to any evidence submitted in support of Defendants' Reply Papers;

23 3. Personal service of any further documents filed by the parties in connection with the
24 motion for summary judgment, provided the document is filed with the District Court's ECF
system in a proper and timely manner, has been waived; and

4. Plaintiff shall have until 4:00 p.m. on Thursday July 30, 2009 to file an amended
memorandum of points and authorities in opposition to the motion for summary judgment to fix
the clerical and/or formatting errors in the brief, including submission of a Table of Contents and
Table of Authorities.

IT IS SO ORDERED.

25 Dated: July 28, 2009

26 
27 FRANK C. DAMRELL, JR.
28 UNITED STATES DISTRICT JUDGE