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THE TRIZETTO GROUP, INC. and  
CALIFORNIA PHYSICIANS' SERVICE  
dba BLUE SHIELD OF CALIFORNIA

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Attorneys for Plaintiff  
KENNETH BRADY

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA  
SACRAMENTO DIVISION

KENNETH BRADY, an individual, on  
behalf of himself others similarly situated,  
and on behalf of The State of California  
Labor and Workforce Development  
Agency as a Private Attorney General,

Plaintiff,

vs.

THE TRIZETTO GROUP, INC., A  
DELAWARE CORPORATION;  
CALIFORNIA PHYSICIANS'  
SERVICE, A CALIFORNIA  
CORPORATION; and DOES 1 through  
10, inclusive,

Defendants.

CASE NO. 2:10-CV-00163-GEB-EFB

Hon. Garland E. Burrell, Jr.

**JOINT STIPULATION AND  
ORDER TO CONTINUE THE  
SCHEDULING CONFERENCE  
CURRENTLY SET FOR APRIL  
26, 2010**

Date: April 26, 2010  
Time: 9:00 a.m.  
Courtroom: 10  
Judge: Garland E. Burrell, Jr.

1 WHEREAS, Plaintiff Kenneth Brady (“Plaintiff”) filed a putative FLSA  
2 collective action against The TriZetto Group, Inc. and California Physicians’ Service dba  
3 Blue Shield of California (“Defendants”). Plaintiff alleges that Defendants misclassified  
4 him, and other purported “similarly situated” persons, as exempt from overtime rules and  
5 regulations.

6  
7 WHEREAS, the parties have engaged in serious settlement discussions and  
8 are close to a final agreement to resolve the matter. The parties believe that such  
9 discussions at this stage in the proceedings benefit all parties and the Court. The parties  
10 presently anticipate that within a month they will be in a position to report to the Court  
11 whether they have agreed to a final resolution of this matter.

12  
13 WHEREAS, the Court has set a Pretrial/Scheduling Conference for April 26,  
14 2010 at 9:00 a.m. Based upon this hearing date, the parties are mindful of their pressing  
15 discovery obligations under Federal Rule of Civil Procedure 26.

16  
17 Therefore, the parties respectfully request the Court to reschedule the  
18 Pretrial/Scheduling Conference and associated FRCP 26 deadlines to a date in early June  
19 2010 to enable the parties to focus their efforts to resolve the matter informally, without  
20 incurring the additional time and expense involved in the Rule 26 requirements and  
21 engaging in formal discovery.

22  
23 IT IS HEREBY STIPULATED by and among Plaintiff and Defendants,  
24 through their respective counsel, that, subject to this Court’s approval:

25  
26 (1) The Pretrial/Scheduling Conference currently on calendar for  
27 April 26, 2010 at 9:00 a.m. shall be rescheduled;  
28

1 (2) No later than May 14, 2010, the parties will either have filed a Notice  
2 of Settlement or a Stipulation for Dismissal of Entire Action with Prejudice, or will be  
3 proceeding with formal litigation;  
4

5 (3) If the parties have not filed either a Notice of Settlement or a  
6 Stipulation for Dismissal of Entire Action with Prejudice by May 14, 2010, the Pretrial  
7 Scheduling Conference shall be reset to a date at the Court's convenience in June 2010 or  
8 later.  
9

10 **IT IS SO STIPULATED.**

11 DATED: April 12, 2010 STEPHEN L. BERRY  
12 DEBORAH S. WEISER  
13 KARIN K. SHERR  
14 PAUL, HASTINGS, JANOFSKY & WALKER LLP

15 By: /s/ Deborah S. Weiser  
16 DEBORAH S. WEISER


17 Attorneys for Defendants  
18 THE TRIZETTO GROUP, INC. and  
19 CALIFORNIA PHYSICIANS' SERVICE  
20 dba BLUE SHIELD OF CALIFORNIA

21 DATED: April 12, 2010 MICHAEL L. TRACY  
22 MEGAN ROSS HUTCHINS  
23 LAW OFFICES OF MICHAEL TRACY

24 By: /s/ Michael L. Tracy  
25 MICHAEL L. TRACY  
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IT IS SO ORDERED.

  
GARLAND E. BURRELL, JR.  
United States District Judge