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8 Attorneys for Plaintiffs  
 9 ELK GROVE ANSWERING SERVICE, INC.,  
 10 ANNA NOTTNAGEL, RAY NOTTNAGEL,  
 11 STACEY NOTTNAGEL, STEPHANIE UECKER,  
 12 BRET UECKER

13 UNITED STATES DISTRICT COURT  
 14 EASTERN DISTRICT OF CALIFORNIA

15 ELK GROVE ANSWERING SERVICE, INC.;  
 16 ANNA NOTTNAGEL; RAY NOTTNAGEL;  
 17 STACEY NOTTNAGEL; STEPHANIE  
 18 UECKER; BRET UECKER,

19 Plaintiffs,

20 v.

21 KYMBER HOGGATT; CHARLES  
 22 SCHINDLER; KELLI CLIFFORD;  
 23 ELIZABETH SUTTER; and DOES 1 through  
 24 10, inclusive.

25 Defendants.

Case No. 2:10-CV-01759-MCE-GGH

**STIPULATION AND ORDER TO  
 CONTINUE THE HEARING ON  
 DEFENDANTS' MOTION TO DISMISS  
 AND THE DEADLINE FOR FILING  
 OF JOINT STATUS REPORT**

26 Pursuant to Local Rule 143, Plaintiffs ELK GROVE ANSWERING SERVICE,  
 27 INC., ANNA NOTTNAGEL, RAY NOTTNAGEL, STACEY NOTTNAGEL, STEPHANIE  
 28 UECKER, BRET UECKER, and Defendants KELLI CLIFFORD, and ELIZABETH SUTTER,  
 by and through their respective attorneys of record, Kelley S. Kern and Gary Campi, stipulate as  
 follows:

1. Plaintiffs represent to the Court that all Plaintiffs and Defendants KYMBER  
 HOGGATT AND CHARLES SCHINDLER have resolved this matter between them and  
 Plaintiffs will be filing a dismissal as to those two Defendants. The matter continues as to  
 Defendants CLIFFORD AND SUTTER.

1                   2. Defendants have filed a *Motion to Dismiss Complaint and All Causes of Action*  
2 *Pursuant to Federal Rule of Civil Procedure 12(b)(6), Or For a More Definite Statement*  
3 (“Motion to Dismiss”) which is set to be heard by the Court on September 30, 2010.

4                   3. The Parties hereby stipulate to continue the hearing on Defendants’ Motion to  
5 Dismiss to October 28, 2010 at 2:00 pm. All briefing deadlines shall be set according to the new  
6 hearing date.

7                   4. The Court’s July 8, 2010, *Order Requiring Joint Status Report* sets the filing  
8 date for the Parties’ Joint Status Report at 60 days after service of the Complaint. Such date is  
9 September 10<sup>th</sup>.

10                  5. The Parties further stipulate to postpone the filing of a *Joint Status Report* until  
11 two weeks after the hearing on the Motion to Dismiss, making the filing deadline November 12,  
12 2010.

13  
14 IT IS SO STIPULATED effective as of September 9, 2010.

15  
16 BASHAM PARKER LLP

17 Dated: September \_9, 2010

/s/ Kelley S. Kern  
Kelley S. Kern,  
Attorney for Plaintiffs

19  
20 LAW OFFICE OF GARY A. CAMPI

21 Dated: September \_9, 2010

/s/ Gary A. Campi  
Gary A. Campi  
Attorney for Defendant  
KELLI CLIFFORD

24 Dated: September \_9, 2010

/s/ Elizabeth Sutter  
ELIZABETH SUTTER  
*In Pro Per*

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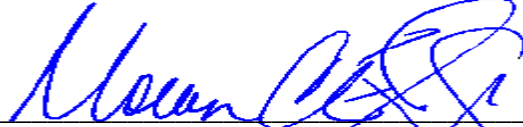
**ORDER**

Having reviewed the Stipulation of the parties, and good cause appearing:

IT IS HEREBY ORDERED THAT the hearing on Defendants' Motion to Dismiss is continued to October 28, 2010, at 2:00 p.m. All briefing deadlines shall be set according to the new hearing date. It is further ordered that the deadline to file a Joint Status Report shall be November 12, 2010.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: September 14, 2010

  
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MORRISON C. ENGLAND, JR  
UNITED STATES DISTRICT JUDGE