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13 Attorneys for Defendant  
14 BEST BUY CO., INC.

15 *Additional Counsel for Defendant Listed  
on Subsequent Page*

16 UNITED STATES DISTRICT COURT  
17 EASTERN DISTRICT OF CALIFORNIA  
18

19 PATRICK WILSON, individually, and on  
20 behalf of members of the general public  
similarly situated, and on behalf of  
21 aggrieved employees pursuant to the  
Private Attorneys General Act ("PAGA");

22 Plaintiff,

23 vs.

24 BEST BUY COMPANY, INC., a  
25 Minnesota company, and DOES 1 through  
100, inclusive,

26 Defendants.  
27

Case No. 2:10-CV-03136-GEB-KJN

**STIPULATION RE FILING OF AMENDED  
COMPLAINT AND DEFENDANT BEST  
BUY CO., INC.'S DEADLINE TO  
RESPOND; [PROPOSED] ORDER**

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12 BEST BUY CO., INC.  
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**STIPULATION**

Pursuant to Civil Local Rule 144(a) of the Eastern District of California, Defendant Best Buy Co., Inc. (“Defendant” or “Best Buy”) and Plaintiff Patrick Wilson (“Plaintiff”) (together the “Parties”), by and through their respective counsel, stipulate as follows:

WHEREAS, on or about October 13, 2010, Plaintiff filed his Complaint in the Superior Court of the State of California for the County of Sacramento, and was assigned State Court case number 34-2010-00089299;

WHEREAS, on November 19, 2010, Defendant filed a Notice of Removal pursuant to 28 U.S.C. Section 1332(d), 28 U.S.C. Section 1441, 28 U.S.C. Section 1446 and 28 U.S.C. Section 1453;

WHEREAS, pursuant to Rule 81(c)(2) of the Federal Rules of Civil Procedure, on November 24, 2010, the Parties agreed to extend the time to respond to Plaintiff’s Complaint from November 26, 2010 to December 24, 2010 because the Parties were meeting and conferring regarding a possible amended Complaint or a possible motion to dismiss;

WHEREAS, on December 17, 2010, Plaintiff filed a Motion to Remand;

WHEREAS, on December 22, 2010, the Court approved the Parties’ stipulation that, in light of the pending Motion to Remand, Defendant need not respond to Plaintiff’s Complaint by December 24, 2010, but that Defendant should instead respond to Plaintiff’s Complaint within fourteen (14) days after the Court ruled on Plaintiff’s Motion to Remand;

WHEREAS, the Court denied Plaintiff’s Motion to Remand on February 8, 2011;

WHEREAS, Plaintiff has notified Defendant that he intends to amend his Complaint;

WHEREAS, the Parties have agreed that Plaintiff shall file a First Amended Complaint no later than February 28, 2011 and that Defendant shall respond to the First Amended Complaint within ten (10) days after the date on which the First Amended Complaint is filed;

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1           THEREFORE, IT IS HEREBY STIPULATED by and between Plaintiff and  
2 Defendant that Plaintiff shall file a First Amended Complaint not later than February 28, 2011  
3 and Defendant shall respond to the First Amended Complaint within ten (10) days after the date  
4 on which the First Amended Complaint is filed.

5 Dated: February 17, 2011

R. REX PARRIS LAW FIRM

6 By /s/ Douglas Han

7 Douglas Han  
8 Attorneys for Plaintiff  
PATRICK WILSON

9 Dated: February 17, 2011

MORGAN, LEWIS & BOCKIUS LLP

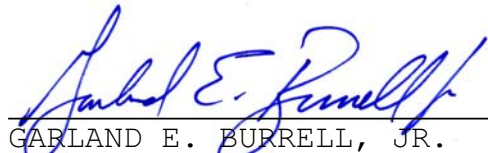
10 By /s/ Rebecca Eisen

11 Rebecca Eisen  
12 Stephen Taeusch  
13 Attorneys for Defendant  
BEST BUY CO., INC.

14 **ORDER**

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16 **IT IS SO ORDERED.**

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18 DATED: February 18, 2011

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20 GARLAND E. BURRELL, JR.  
21 United States District Judge  
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