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8 Attorneys for Plaintiffs

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10 **UNITED STATES DISTRICT COURT**
 11 **EASTERN DISTRICT OF CALIFORNIA—SACRAMENTO DIVISION**

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14 JOSEPH CABARDO, DONNABEL SUYAT,
 MACTABE BIBAT, MARISSA BIBAT,
 15 ALICIA BOLLING, RENATO MANIPON,
 CARLINA CABACONGAN, AND JOHN
 16 DAVE CABACONGAN, on behalf of all current
 and former employees and the State of California

17 Plaintiffs,

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19 vs.

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20 MARILYN PATACSIL AND ERNESTO
 21 PATACSIL

22 Defendants.

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Case No.: 2:12-CV-01705-TLN-KJN

**PARTIES' STIPULATION TO
 CONTINUE THE TRIAL DATE AND
 ORDER**

1 TO THIS HONORABLE COURT AND ALL PARTIES AND THEIR COUNSEL OF
2 RECORD:

3 Plaintiffs JOSEPH CABARDO, DONNABEL SUYAT, MACTABE BIBAT, MARISSA
4 BIBAT, ALICIA BOLLING, RENATO MANIPON, CARLINA CABACONGAN, AND JOHN
5 DAVE CABACONGAN (“Plaintiffs”) and Defendants MARILYN PATACSIL AND ERNESTO
6 PATACSIL (“Defendants”) (collectively the “parties”), by and through their counsel of record,
7 hereby stipulate as follows:

8 Whereas the parties respectfully submit that good cause exists for continuing the existing
9 trial date in this matter;

10 Whereas the parties have not sought a prior continuance of the trial date in this matter;

11 Whereas Plaintiffs’ counsel has another trial that has now been set for May 21, 2018 in
12 state court and represents that two concurrent jury trials (this one with eight plaintiffs) is overly
13 burdensome for its practice;

14 Whereas Defense counsel represents that it has a highly impacted litigation calendar from
15 July 2018 through October 2018; and

16 Whereas the parties remain committed to participating in good faith in the April 9, 2018
17 Settlement Conference with Magistrate Delaney that this Court set due, in part, to the congestion
18 of its trial court calendar.

19 THEREFORE, the parties hereby stipulate to and propose a continuance of the existing
20 trial date to November 14, 2018, or a date thereafter that is amenable to the Court and the parties.

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22 IT IS SO STIPULATED.

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1 Respectfully submitted,

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3 DATED: March 30, 2018

MALLISON & MARTINEZ

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By: /s/ Joseph D. Sutton

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Stan S. Mallison
Hector R. Martinez
Marco A. Palau
Joseph D. Sutton

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10 DATED: March 30, 2018

LAW OFFICE OF MICHAEL B. LEVIN

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By: /s/ Michael B. Levin

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Michael B. Levin

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ORDER

Good cause appearing, the Court hereby Grants the Parties' Stipulation to Continue the Trial Date in this matter is GRANTED.

The trial date is set for January 28, 2019, at 9:00 a.m.

The Final Pretrial Conference is set for November 15, 2018 at 2:00 p.m., with the Joint Pretrial Conference Statement due on November 8, 2018.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: April 9, 2018



Troy L. Nunley
United States District Judge