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UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA  
SACRAMENTO DIVISION

William Bastien,  
  
Plaintiff,  
  
v.  
  
ABF Freight Systems Inc, and DOES 1  
through 50, inclusive,  
  
Defendants.

CASE NO. 2:12-cv-02755  
  
**STIPULATION AND ORDER TO REVISED  
SCHEDULE FOR PURPOSES OF  
DEFENDANT ABF FREIGHT SYSTEM,  
INC.'S MOTION FOR SUMMARY  
JUDGMENT (DKT. #25)**

1 WHEREAS the parties have held a meet-and-confer in response to the Court's October 8,  
2 2013 Minute Order (Dkt. #32); and

3 WHEREAS the parties have agreed to a revised briefing schedule and hearing date for  
4 purposes of Defendant's Motion for Summary Judgment (Dkt. #25), subject to the Court's approval;

5 NOW THEREFORE, PLAINTIFF AND DEFENDANT HEREBY STIPULATE AND  
6 AGREE AS FOLLOWS:

- 7 (1) Plaintiff will file his Opposition to Defendant's Motion for Summary Judgment on  
8 or before October 24, 2013;
- 9 (2) Defendant will file its Reply to Plaintiff's Opposition on or before November 7,  
10 2013;
- 11 (3) The hearing related to Defendant's Motion for Summary Judgment will occur on  
12 November 14, 2013.

13  
14 Dated: October 8, 2013

15 MATTHEW S. KAHN  
16 GIBSON, DUNN & CRUTCHER LLP

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18 By: /s/ Matthew S. Kahn  
Matthew S. Kahn

19 Attorneys for Defendant  
20 ABF FREIGHT SYSTEM, INC.

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1 Dated: October 8, 2013

MICHAEL PEART  
ATTORNEY AT LAW

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4 By: /s/ Michael Peart (as authorized on Oct. 8, 2013)  
Michael Peart

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6 Attorneys for Plaintiff  
WILLIAM BASTIEN

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8 **IT IS SO ORDERED.**

9 Dated: October 10, 2013

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12 Troy L. Nunley  
United States District Judge