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13 **UNITED STATES DISTRICT COURT**
14 **EASTERN DISTRICT OF CALIFORNIA**
15

16 JISHENG LIU,

17 Plaintiff,

18 v.

19 J's GARDEN RESTAURANT, INC.; JENN
20 WAH JANG; JAMES JANG; and DOES 1-
25,

21 Defendants.
22
23

CASE NO. 2:13-cv-02615-KJN

STIPULATION AND ORDER TO
CONTINUE DEADLINE TO COMPLETE
MEDIATION

24 Plaintiff Jisheng Liu and Defendants J's Garden Restaurant, Inc., Jenn Wah Jang, and
25 James Jang, collectively "the Parties", by and through their counsel, stipulate and agree as
26 follows:

27 1. WHEREAS, this action was filed on December 3, 2013.

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1 2. WHEREAS, Plaintiff's Complaint alleges six causes of action: (1) Violation of
2 the Fair Labor Standards Act [29 U.S.C. § 201 et. seq.]; (2) Failure to Pay Overtime
3 Compensation (at time and one-half) [Cal. Labor Code § 510, IWC Order 5-2001]; (3) Failure to
4 Provide Itemized Statements of Earnings [Cal. Labor Code § 226(e)]; (4) Waiting Time Penalties
5 [Cal. Labor Code § 203]; (5) Rest Period Violations [Cal. Labor Code § 276.7]; and (6)
6 Restitution for Unpaid Wages – Violation of California Unfair Practices Act [Bus. & Prof. Code
7 § 17203].

8 3. WHEREAS on February 13, 2014, the Court issued an Order approving the
9 Parties' stipulation for referral of the action to the court's Voluntary Dispute Resolution
10 Program. In the Order, the Court ordered that the Parties file a joint written statement regarding
11 whether this matter was resolved at mediation within 90 days of the February 13, 2014 Order.
12 Thus, the last date on which the Parties may file the joint written statement regarding the
13 outcome of mediation is May 13, 2014.

14 4. WHEREAS, the Parties believe that it would not be productive to engage in
15 mediation until after certain depositions have been completed. The deposition of Plaintiff is
16 scheduled for April 8, 2014. The depositions of Defendant Jenn Wah Jang and the Person Most
17 Qualified for Defendant J's Garden Restaurant, Inc. are scheduled for April 28, 2014.

18 5. WHEREAS, the mediation in this matter has been scheduled for May 13, 2014 at
19 10:00 a.m. with Scott Plamondon, Esq.

20 THEREFORE, all Parties hereto stipulate and agree, and therefore request, that the Court
21 enter an Order continuing the deadline to file a joint statement regarding whether this matter was
22 resolved at mediation to May 20, 2014.

23
24 Dated: April 1, 2014

BLUER & BLUER, LLP

25 By: /s/ Mark J. Bluer

26 Mark J. Bluer
27 Attorneys for Plaintiff
JISHENG LIU

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1 Dated: April 1, 2014

LAW OFFICES OF RANDAL M. BARNUM


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By: /s/ Randal M. Barnum
Randal M. Barnum
Carrie E. Croxall
Attorneys for Defendants
J'S GARDEN RESTAURANT, INC.;
JENN WAH JANG; and JAMES JANG

IT IS SO ORDERED.

The Parties are ordered to file a joint written statement regarding whether this matter was resolved at mediation on or before May 20, 2014.

Dated: April 2, 2014


KENDALL J. NEWMAN
UNITED STATES MAGISTRATE JUDGE