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10 Attorneys for: Plaintiff

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12 **UNITED STATES DISTRICT COURT**  
 13 **EASTERN DISTRICT OF CALIFORNIA – SACRAMENTO DIVISION**

14 MARY E. TYE, on behalf of herself and all  
 15 others similarly situated,  
 16 Plaintiff,  
 17 vs.  
 18 GLOBAL TRAVEL INTERNATIONAL,  
 INC., a Florida corporation; DOES I  
 19 through X, inclusive; and ROE  
 CORPORATIONS I through X, inclusive,  
 20 Defendant(s)

Case No. 2:15-cv-02654-KJM-AC

**SECOND STIPULATION TO  
 EXTEND TIME TO RESPOND TO  
 COMPLAINT; ORDER**

Complaint Filed: December 23, 2015

Hon. Kimberly J. Mueller

22 Plaintiff Mary E. Tye, on behalf of herself and all other similarly situated  
 23 (“Plaintiff” or “Tye”) and Defendant Global Travel International, Inc. (“Defendant” or “GTI”)  
 24 (collectively the “Parties”), by and through their respective counsel, stipulate and agree as  
 25 follows:

26 **RECITALS**

27 WHEREAS, Plaintiff filed the Complaint against Defendant on or about  
 28 December 23, 2015;

1           WHEREAS, Plaintiff was unable to serve Defendant until February 1, 2016;

2           WHEREAS, the Parties previously requested one extension of time to respond  
3 to the Complaint to conduct preliminary discovery regarding ownership of the telephone  
4 number Plaintiff has alleged called her;

5           WHEREAS, the Parties request was construed as an Ex Parte request because  
6 Defendant's Counsel was not yet admitted to this Court *pro hac vice*;

7           WHEREAS, Defendant Counsel has now been admitted to this Court *pro hac*  
8 *vice*;

9           WHEREAS, the Parties have been diligently working together to subpoena  
10 phone records to determine the source of the alleged illegal call and the proper parties to this  
11 action;

12           WHEREAS, the Parties have issued three separate subpoenas attempting to  
13 learn the source of the alleged illegal call and the proper parties to this action;

14           WHEREAS, the Parties previously stipulated to short continuance of thirty (30)  
15 days to complete the subpoena process;

16           WHEREAS, the subpoenas issued by the Parties did not result in information  
17 sufficient for the Parties to agree regarding the source of the alleged illegal call and the proper  
18 parties to this action;

19           WHEREAS, the Parties agreed to exchange informal discovery to determine the  
20 source of the alleged illegal call and the proper parties to this action;

21           WHEREAS, the Parties agree that a second short continuance of thirty (30) days  
22 should be sufficient to complete informal discovery;

23           WHEREAS, the Parties agree that the new deadline for Defendant to file a  
24 response to the Complaint shall be Monday July 1, 2016;

25           WHEREAS, the Parties agree that the Status Conference should be continued to  
26 Thursday, August 18, 2016, or as the Court otherwise orders.

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1 **STIPULATION**

2 1. Plaintiff consents to an additional extension of time of thirty (30) days  
3 for Defendant to file a response to the Complaint.

4 2. The Parties agree that the new deadline for Defendant to file a response  
5 to the Complaint shall be July 1, 2016.

6 3. The Parties agree that the Status Conference should be continued to  
7 August 18, 2016, at 2:30 p.m.

8 **IT IS SO STIPULATED**

9 Dated: May 31, 2016

MARQUIS AURBACH COFFING

10  
11 By  /s/ Candice E. Renka  
12 Candice E. Renka  
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23 Attorneys for Plaintiff

24 Dated: May 31, 2016

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Attorneys for Defendant

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**ORDER APPROVING STIPULATION TO EXTEND TIME TO RESPOND TO COMPLAINT AND TO CONTINUE STATUS CONFERENCE**

The Court has reviewed and considered the Second Stipulation to Extend Time to Respond to the Complaint and to Continue the Status Conference entered into by and between Plaintiff Mary E. Tye, on behalf of herself and all other similarly situated (“Plaintiff” or “Tye”) and Defendant Global Travel International, Inc. (“Defendant” or “GTI”).

The Court being informed, and after full consideration of the Stipulation, concludes that the extensions agreed to therein shall be approved.

**IT IS HEREBY ORDERED, ADJUDGED, AND DECREED** as follows:

- 1. The Stipulation to Extend Time to Respond to the Complaint and to Continue the Status Conference is GRANTED;
- 2. The new deadline for Defendant to file a response to the Complaint is July 1, 2016;
- 3. The Status Conference previously set for July 7, 2016, at 2:30 p.m. is continued to Thursday, August 18, 2016, with the filing of a Joint Status Report due seven days prior.

DATED: June 2, 2016

  
UNITED STATES DISTRICT JUDGE