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12 Attorneys for *Plaintiff and the Class*

13 UNITED STATES DISTRICT COURT  
 14 EASTERN DISTRICT OF CALIFORNIA

15 S & J RENTALS, INC. d/b/a TWIN  
 16 CITIES EQUIPMENT RENTALS, a  
 17 California corporation, individually and  
 18 on behalf of all others similarly situated,

19 Plaintiff,

20 v.

21 HILTI, INC., an Oklahoma corporation,

22 Defendant.

Case No.: 2:16-cv-00879-MCE-KJN

**STIPULATION AND ORDER  
 CONTINUING HEARING ON  
 DEFENDANT HILTI, INC.’S (1) MOTION  
 TO DISMISS AND MOTION TO STRIKE  
 JURY DEMAND; AND (2) MOTION TO  
 TRANSFER**

Assigned to Hon. Morrison C. England, Jr.  
 Trial Date: None Set

23 Pursuant to Eastern District of California Local Rules 143 and 230, Plaintiff S & J  
 24 Rentals, Inc. (“Plaintiff”) and Defendant Hilti, Inc. (“Defendant”), by and through their respective  
 25 counsel, hereby stipulate as follows:

**STIPULATION**

26 WHEREAS, the hearing date for Defendant’s Motion to Dismiss and Motion to Strike  
 27 Jury Demand (Dkt. No. 8) and Motion to Transfer (Dkt. No. 9) (together, “Motions”) is currently  
 28 scheduled for July 28, 2016; and

1 WHEREAS, the parties have agreed to continue the hearing date for the Motions to  
2 August 25, 2016 at 2:00 p.m. in Courtroom 7.

3 NOW, THEREFORE, undersigned counsel for the parties, stipulate and agree as follows:

- 4 1. The hearing on Defendants' Motions is continued to August 25, 2016 at 2:00 p.m.  
5 in Courtroom 7.

6 **IT IS HEREBY STIPULATED.**

7 Dated: July 12, 2016.

**KERSHAW, COOK & TALLEY PC**

8  
9 By: /s/ Stuart C. Talley  
Stuart C. Talley

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16 Attorneys for *Plaintiff and the Class*

17 Dated: July 12, 2016.

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25 Attorneys for *Defendant Hilti, Inc.*

26 **ORDER**

27 **IT IS SO ORDERED.**

28 Dated: July 14, 2016

  
MORRISON C. ENGLAND, JR.  
UNITED STATES DISTRICT JUDGE