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6 Attorneys for Defendants  
 CARMAX AUTO SUPERSTORES CALIFORNIA, LLC and  
 7 CARMAX AUTO SUPERSTORES WEST COAST, INC.

8 **UNITED STATES DISTRICT COURT**  
 9 **EASTERN DISTRICT OF CALIFORNIA**

11 JAMES ROWLAND on behalf of himself and  
 all others similarly situated,  
 12  
 Plaintiffs,  
 13  
 v.  
 14  
 CARMAX AUTO SUPERSTORES  
 15 CALIFORNIA, LLC, a limited liability  
 company; CARMAX AUTO SUPERSTORES  
 16 WEST COAST, INC., a corporation, and  
 DOES 1-100, inclusive,  
 17  
 Defendants.

Case No. 2:16-cv-02135-VGC

**STIPULATION AND ORDER  
 TO CONTINUE INITIAL CASE  
 MANAGEMENT CONFERENCE**

Complaint Filed: September 7, 2016  
 Trial Date: None  
 District Judge: Hon. Vince G. Chhabria  
 Courtroom 4, 17th Floor  
 San Francisco

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1 Plaintiff James Rowland (“Plaintiff”) and defendants CarMax Auto Superstores California,  
2 LLC and CarMax Auto Superstores West Coast, Inc. (together, “CarMax”) (collectively, the  
3 “Parties”), by and through their respective counsel, stipulate as follows:

4 WHEREAS, on November 22, 2016, the Court issued a minute order setting a Telephonic  
5 Initial Case Management Conference for December 6, 2016 at 2:30 p.m. [Dkt No. 12];

6 WHEREAS, CarMax’s Motion to Compel Arbitration is presently set for hearing before  
7 this Court on December 15, 2016, at 2:00 p.m.;

8 WHEREAS, Plaintiff and CarMax agree and respectfully request that the Initial Case  
9 Management Conference be continued to December 15, 2016, so that it can be conducted at the  
10 same time as the hearing on CarMax’s Motion to Compel Arbitration;

11 WHEREAS, the brief continuance of the Initial Case Management Conference will be  
12 advantageous for several reasons, including minimizing the number of court appearances and  
13 allowing counsel to appear personally for both of the items that are now on calendar. Due to the  
14 impending Thanksgiving holiday, the Parties would also benefit from additional time to meet-and-  
15 confer and to prepare a joint statement prior to the Initial Case Management Conference.

16 THEREFORE, Plaintiff and CarMax stipulate and request that the Initial Case Management  
17 Conference be continued from December 6, 2016 at 2:30 p.m., to December 15, 2016 at 2:00 p.m.

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1 The Parties further stipulate that they will submit a joint Case Management Statement on or before  
2 December 8, 2016.

3 DATED: November 22, 2016

OGLETREE, DEAKINS, NASH, SMOAK &  
STEWART, P.C.

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6 By: /s/ Alexander M. Chemers

Jack S. Sholkoff

Alexander M. Chemers

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8 Attorneys for Defendants  
9 CARMAX AUTO SUPERSTORES  
10 CALIFORNIA, LLC and CARMAX AUTO  
SUPERSTORES WEST COAST, INC.

11 DATED: November 22, 2016

HUMPHREY & RIST, LLP

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13 By: /s/ Christina A. Humphrey

Christina A. Humphrey

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15 Attorneys for Plaintiff  
16 JAMES ROWLAND  
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**ORDER**

The Court, having reviewed the Stipulation of the Parties and finding good cause, hereby ORDERS that the Initial Case Management Conference previously scheduled for December 6, 2016 at 2:30 p.m. is hereby continued to December 15, 2016 at 2:00 p.m. The Court FURTHER ORDERS the Parties to file a joint Case Management Statement on or before December 8, 2016.

IT IS SO ORDERED

Dated: November 23, 2016



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Hon. Vince G. Chhabria  
United States District Judge