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14 Attorneys for Plaintiff  
 HUGO MARTINEZ

16 **UNITED STATES DISTRICT COURT**  
 17 **EASTERN DISTRICT OF CALIFORNIA**

19 HUGO MARTINEZ, an individual,  
 20 Plaintiff,  
 21 v.  
 22 O'REILLY AUTO ENTERPRISES,  
 23 LLC, a Delaware limited liability  
 company; and DOES 1-50, inclusive,  
 24 Defendants.

CASE NO. 2:17-CV-00737-JAM-GGH  
**STIPULATION AND ORDER TO  
 CONTINUE THE JANUARY 7, 2019  
 TRIAL DATE TO MARCH 11, 2019**

JUDGE: Hon. John A. Mendez  
 CASE FILED: February 27, 2017  
 REMOVED: April 6, 2017

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1 Defendant O'REILLY AUTO ENTERPRISES, LLC ("O'Reilly") and  
2 Plaintiff HUGO MARTINEZ (collectively with Defendant "the Parties")  
3 respectfully stipulate as follows:

4 IT IS HEREBY STIPULATED AND AGREED UPON, by and between the  
5 attorneys of record for the Parties, that the presently scheduled Jury Trial set for  
6 January 7, 2019 be vacated and continued to March 11, 2019.

7 Good cause exists for this continuance because O'Reilly is holding an all  
8 managers conference during the week of January 7, 2019. Thus, none of the critical  
9 witnesses in this case will be available to testify. Further, good cause exists  
10 because O'Reilly's counsel is expecting his child to be born on January 10, 2019.

11 IT IS HEREBY STIPULATED.

12 DATED: November 15, 2018

HIGGS FLETCHER & MACK LLP

13 By: /s/ James M. Peterson

14 JAMES M. PETERSON  
15 DEREK W. PARADIS  
16 Attorneys for Defendant  
O'REILLY AUTO ENTERPRISES,  
LLC

17 DATED: November 15, 2018

BROCK & GONZALES, LLP

18 By: /s/ D. Aaron Brock

19 ROBERT P. BIEGLER  
20 D. AARON BROCK  
21 CHRISTOPHER P. BRANDES  
Attorneys for Plaintiff  
HUGO MARTINEZ

22 **ORDER**

23 IT IS HEREBY ORDERED that the presently scheduled Jury Trial set for  
24 January 7, 2019 shall be vacated and continued to March 11, 2019 at 9:00 a.m.

25  
26 DATED: 11/15/2018

27 /s/ John A. Mendez  
28 Hon. John A. Mendez  
USDC, Eastern District of California