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5 Attorney for Plaintiff,  
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7  
 8 **UNITED STATES DISTRICT COURT**  
 9 **EASTERN DISTRICT OF CALIFORNIA**

11 GERARDO HERNANDEZ,  
 12 Plaintiff,  
 13 vs.  
 14 ARS HOSPITALITY, INC. dba HAMPTON  
 15 INN SUITES CAL EXPO,  
 16 Defendants.

No. 2:20-cv-02390-TLN-JDP

11 )  
 12 ) **STIPULATION FOR CONTINUANCE OF**  
 13 ) **HEARING AND BRIEFING SCHEDULE**  
 14 ) **ON DEFENDANT’S MOTION TO**  
 15 ) **DISMISS; ORDER**

16 ) Current Hearing Date: April 15, 2021  
 17 ) Time: 2:00 p.m.  
 18 ) Courtroom: 2, 15<sup>th</sup> Floor  
 19 ) Hon. Troy L. Nunley

19 Plaintiff Gerardo Hernandez (“Plaintiff”), and Defendant, ARS Hospitality, Inc. dba  
 20 Hampton Inn Suites Cal Expo (“Defendant,” and together with Plaintiff, “the Parties”), hereby  
 21 stipulate as follows:

22 **WHEREAS**, Defendant has filed a Motion to Dismiss Complaint which is presently set  
 23 for hearing on April 15, 2021 with opposition due April 1, 2021 and reply due April 8, 2021  
 24 (Dkt. 5);

25 **WHEREAS**, Plaintiff’s counsel recently learned that Plaintiff is experiencing a serious  
 26 medical emergency, preventing him from communicating with counsel to prepare his  
 27 opposition to the motion;

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STIPULATION FOR CONTINUANCE OF STATUS CONFERENCE;  
 ORDER

