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11 Attorneys for Defendant

12 UNITED STATES DISTRICT COURT  
 13 NORTHERNDISTRICT OF CALIFORNIA  
 14 SAN FRANCISCO DIVISION

15 BETTY DUKES, PATRICIA SURGESON,  
 16 EDITH ARANA, DEBORAH GUNTER and  
 17 CHRISTINE KWAPNOSKI, on behalf of  
 themselves and all others similarly situated,

18 Plaintiffs,

19 v.

20 WAL-MART STORES, INC.,

21 Defendant.

CASE NO.: C 01-2252-CRB

**STIPULATION AND ~~PROPOSED~~  
 ORDER REGARDING ADVANCEMENT  
 OF HEARING DATE FOR WAL-MART'S  
 MOTION TO DISMISS FOURTH  
 AMENDED COMPLAINT**

22  
 23 The undersigned counsel, on behalf of Betty Dukes, Patricia Surgeson, Edith Arana, Deborah  
 24 Gunter, and Christine Kwapnoski (“Named Plaintiffs”) and Defendant Wal-Mart Stores, Inc. (“Wal-  
 25 Mart”), hereby stipulate and agree as follows:

26 WHEREAS, on January 13, 2012, Wal-Mart filed its Motion to Dismiss the Fourth Amended  
 27 Complaint and noticed a hearing on the motion for May 11, 2012, *see* Dkt. 781;

28 WHEREAS, on March 23, 2012, this Court advanced the hearing date from May 11, 2012 to

1 May 7, 2012, *see* Dkt. 788;

2 WHEREAS, on April 10, 2012, this Court continued the hearing date from May 7, 2012 to  
3 June 22, 2012, *see* Dkt. 794;

4 WHEREAS, counsel for Named Plaintiffs are unavailable on June 22, 2012;

5 WHEREAS, the Office of the Calendar Clerk has advised counsel that the Court may be  
6 available to hear Wal-Mart's Motion to Dismiss the Fourth Amended Complaint on June 8, 2012;

7 WHEREAS, counsel for Named Plaintiffs and counsel for Wal-Mart are available on June 8,  
8 2012 to be heard on Wal-Mart's Motion to Dismiss the Fourth Amended Complaint;

9 WHEREAS, all briefing on Wal-Mart's Motion to Dismiss the Fourth Amended Complaint  
10 has been submitted to the Court;

11 THEREFORE, Named Plaintiffs and Wal-Mart stipulate and agree that the hearing date on  
12 Wal-Mart's Motion to Dismiss the Fourth Amended Complaint be advanced to June 8, 2012.

13  
14 IT IS SO STIPULATED.

15  
16 Dated: April 17, 2012

17 By: /s/ Joseph M. Sellers

By: /s/ Theodore S. Boutrous, Jr.

18 Joseph M. Sellers (*pro hac vice*)  
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Attorneys for Defendant

22 Attorneys for Named Plaintiffs

23 **I, Joseph M. Sellers, attest that concurrence**  
24 **in the filing of this document has been obtained**  
**from the other signatory.**

25 PURSUANT TO STIPULATION, IT IS SO ORDERED

26  
27 DATE: 04/18/2012

28 UNITED STATES DISTRICT COURT  
CHARLES R. BREYER  
Judge Charles R. Breyer

