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8 **UNITED STATES DISTRICT COURT**
 9 **NORTHERN DISTRICT OF CALIFORNIA**
 10 **SAN FRANCISCO DIVISION**

12 CLAUDIA MORENO, et al.,
 13 Plaintiffs,
 14 vs.
 15 AUTOZONE, INC.,
 16 Defendant.

CASE NUMBER: **C 05-4432 CRB**
 [Assigned to the Hon. Charles R. Breyer,
 Courtroom 8, 19th Floor]

**STIPULATION AND ~~PROPOSED~~
 ORDER TO CONTINUE HEARING
 ON DEFENDANT'S MOTION FOR
 SANCTIONS AGAINST FORMER
 AND DISQUALIFIED ATTORNEYS
 OF BAILEY PINNEY, P.C.**

Original Hearing Date: 12/04/09
 New Proposed Hearing Date: 01/08/10
 Time: 10:00 a.m.
 Courtroom: 8, 19th Floor
 Location: 450 Golden Gate Avenue
 San Francisco, CA 94102

23 IT IS HEREBY STIPULATED, by A.E. Bud Bailey, J. Dana Pinney, Bonnie R.
 24 MacFarlane, and Bailey Pinney PC (hereinafter "Bailey Pinney"), and defendant
 25 Autozone, Inc. by and through their respective attorneys of record as follows:

26 1. On October 27, 2009, Autozone filed a motion for sanctions against
 27 Bailey Pinney with a hearing date of December 4, 2009 at 10:00 a.m. at the above-
 28 entitled Court.

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1 2. Bailey Pinney's counsel has been recently retained and their counsel,
2 Edith R. Matthai, will be traveling out of state and is unavailable for the noticed
3 hearing date.

4 3. The parties have agreed to continue the hearing to January 8, 2010, at
5 10:00 a.m. in the above-entitled Court, to accommodate Bailey Pinney's counsel's
6 schedule.

7 4. **IT IS PROPOSED** by the parties, through their attorneys of record, that
8 briefing be coordinated as follows:

9 a. Opposition papers be filed on December 1, 2009

10 b. Reply papers be filed on December 18, 2009

11 5. As such, the hearing on Autozone's motion for sanctions will be heard
12 on January 8, 2010, at 10:00 a.m., or as soon thereafter as counsel may be heard.

13 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

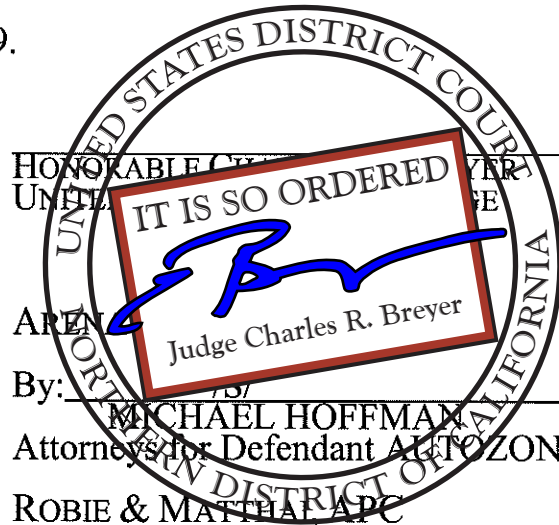
14 Defendant's Motion for Sanctions against Bailey Pinney PC has been
15 continued from December 4, 2009 to January 8, 2010 at 10:00 a.m. in courtroom 8 of
16 this court and the opposition papers be filed on December 1, 2009 and the reply
17 papers be filed on December 18, 2009.

18 Dated: Nov. 12, 2009

19
20 Respectfully submitted by,

21 Dated: November 10, 2009

22
23 Dated: November 10, 2009



24 By: MICHAEL HOFFMAN
25 Attorneys for Defendant AUTOZONE, INC.
26 ROBIE & MATTHAI, APC
27 By: /S/
28 EDITH R. MATTHAI
SANDRA L. BLOCK
Attorneys for A.E. BUD BAILEY, J. DANA
PINNEY, BONNIE R. MACFARLANE, AND
BAILEY PINNEY PC

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