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12 Attorneys for Defendant STARBUCKS  
 13 CORPORATION

14 UNITED STATES DISTRICT COURT  
 15 NORTHERN DISTRICT OF CALIFORNIA  
 16 SAN FRANCISCO DIVISION

17 ROYA KOIKE and ADAM ODNERT,  
 18 on behalf of themselves and all others  
 19 similarly situated, and on behalf of the  
 20 general public,

21 Plaintiffs,

22 v.

23 STARBUCKS CORPORATION,  
 24 DOES 1 through 20,

25 Defendants.

Case No. C06-3215 VRW

**STIPULATION AND ~~PROPOSED~~  
 ORDER TO CONTINUE  
 HEARING ON MOTIONS**

Date Action Filed: April 4, 2006

1 Plaintiffs Roya Koike and Adam Odnert ("Plaintiffs"), and defendant Starbucks Corporation  
2 ("Starbucks"), hereby enter into the following Stipulation and request the Court to approve said  
3 stipulation and enter an order in accordance therewith.

4  
5 **STIPULATION**

6 1. The Court continued the hearing on Plaintiffs' motion for class certification and  
7 Starbucks motion for partial summary judgment to February 7, 2008.

8 2. Starbucks counsel will be unavailable on February 7, 2008 due to trials in other matters.

9 3. The parties are informed that the Court will be unavailable from February 24, 2008  
10 through March 23, 2008.

11 4. Therefore, the parties agree and mutually request the Court to order that the hearing on  
12 the motions for class certification and for partial summary judgment be continued to April 10, 2008.

13 5. The parties also agree and mutually request that the Court order that no further briefing  
14 be allowed on the motions except as to allow for briefing to inform the court of new case law  
15 developments and to allow Starbucks to file a response to Plaintiff's Evidentiary Objections to the  
16 Declaration of Michael P. Ward.

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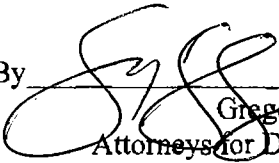
1 IT IS HEREBY STIPULATED AS FOLLOWS:

2 1. The hearing on motions for class certification and for partial summary judgment  
3 presently set for February 7, 2008 shall be continued to April 10, 2008.

4 2. The Court shall allow no further briefing on the motions to be heard except as to allow  
5 for briefing to inform the court of new case law developments and to allow Starbucks to file a response  
6 to Plaintiff's Evidentiary Objections to the Declaration of Michael P. Ward.

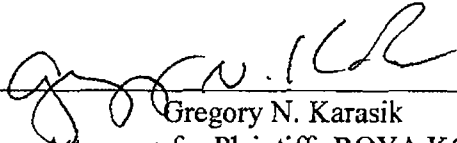
7 Dated: January 30, 2008

AKIN GUMP STRAUSS HAUER & FELD LLP

8  
9 By   
10 Gregory W. Knopp  
11 Attorneys for Defendant STARBUCKS  
12 CORPORATION


13 Dated: January 30, 2008

SPIRO MOSS BARNES LLP

14  
15 By   
16 Gregory N. Karasik  
17 Attorneys for Plaintiffs ROYA KOIKE  
& ADAM ODNERT

18 **GOOD CAUSE APPEARING, IT IS SO ORDERED.**

19  
20 Dated: February 1, 2008

21 By   
22 Chief Judge Walker  
23 GRANTED  
24 Judge Vaughn R. Walker  
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27  
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**PROOF OF SERVICE**

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action; my business address is: 2029 Century Park East, 24<sup>th</sup> Floor, Los Angeles, CA 90067.

On January 31, 2008, I served the foregoing document(s) described as:

**STIPULATION AND [PROPOSED] ORDER TO CONTINUE HEARING ON MOTIONS**

on the interested party(ies) below using the following means:

**All parties identified for Notice of Electronic Filing generated by the Court's CM/ECF system under the referenced case caption and number**

BY ELECTRONIC MAIL OR ELECTRONIC TRANSMISSION. Based on a court order or an agreement of the parties to accept service by e-mail or electronic transmission, I caused the document(s) to be sent to the respective e-mail address(es) of the party(ies) as stated above. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Executed on January 31, 2008 at Los Angeles, California.

Sharon Cluff  
[Print Name of Person Executing Proof]

[Signature] 