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23  
24 **UNITED STATES DISTRICT COURT**  
25 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

26 ZACHARY HILE, on behalf of himself and all  
27 others similarly situated,

28 Plaintiff,

v.

MAX RAVE, LLC and G+G RETAIL, INC.,

Defendants.

Case No.: C 07-00738 JSW  
Complaint Filed: February 5, 2007

**STIPULATION AND ~~PROPOSED~~ ORDER  
RE VOLUNTARY ASSIGNMENT TO  
MAGISTRATE JUDGE**

Judge: Hon. Jeffrey S. White

WHEREAS, Plaintiff Zachary Hile on the one hand, and Defendant Max Rave, LLC on the other hand (collectively, the "Parties"), were ordered by the Court on May 25, 2007 to consider voluntarily stipulating to the assignment of this matter to a Northern District Magistrate Judge for all purposes.

1 WHEREAS, the Parties are still considering in earnest the possibility of such assignment,  
2 but have yet to fully research the matter, and meet and confer to determine if they can agree on a  
3 particular Magistrate Judge, or pool of Magistrate Judges.

4 WHEREAS, the Parties would like an additional week, until Friday, June 8, 2007, to  
5 consider the assignment of this matter to a Northern District Magistrate Judge.

6 NOW, THEREFORE, the Parties hereby stipulate and agree as follows:

7 1. The Parties will continue to consider case assignment to a Northern District  
8 Magistrate Judge.

9 2. The Parties will report back to the Court by June 8, 2007, whether they agree on  
10 assignment of this matter to a Northern District Magistrate Judge.

11 SO STIPULATED.

12 Dated: June 1, 2007

KELLER GROVER LLP

13 /s/ ERIC A. GROVER

14  
15 ERIC A. GROVER  
16 *Counsel for Plaintiff Zachary Hile*

17 Dated: June 1, 2007

MORGAN MILLER BLAIR, A LAW CORPORATION

18 /s/ ERIC W. BENISEK

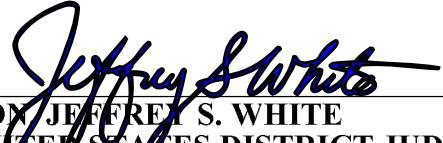
19  
20 ERIC W. BENISEK  
21 *Counsel for Defendant Max Rave, LLC*

22 **[PROPOSED] ORDER**

23 NOW, THEREFORE, upon the consent of the Parties hereto, it is hereby ORDERED that  
24 the Parties will report to the Court by Friday, June 8, 2007 whether they agree to assignment of this  
25 matter to a Northern District Magistrate Judge.

26 **IT IS SO ORDERED.**

27 Dated: June 5, 2007

28   
HON. JEFFREY S. WHITE  
UNITED STATES DISTRICT JUDGE