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6 Attorneys for Plaintiff
 7 LELAND H. BRAY

8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA

10 LELAND H. BRAY,

NO. C08-00535 SC

11 Plaintiffs,

STIPULATION TO CONTINUE HEARING
 ON MOTION TO DISMISS AND CASE
 MANAGEMENT CONFERENCE AND
 PROPOSED ORDER

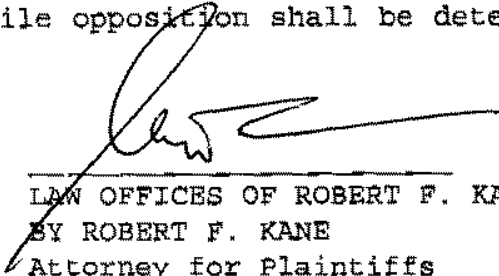
12 vs.

13 MESSMORE KENDALL, et al.

14 Defendants.

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 16 _____
 17 IT IS HEREBY STIPULATED by and between the parties to this
 18 action through their designated counsel that the Case Management
 19 Conference presently scheduled for February 2, 2009 and
 20 defendant's Motion to Dismiss presently set for hearing on
 21 February 20, 2009 shall be continued to April 3, 2009 to be heard
 22 concurrently as parties are presently attempting to settle the
 23 matter. Plaintiff's time to file opposition shall be determined
 24 by the new date of the hearing.

25 Dated: 1/30/09

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 27 LAW OFFICES OF ROBERT F. KANE
 28 BY ROBERT F. KANE
 Attorney for Plaintiffs

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Leland Bray

Dated: 1/30/09

[Signature]

Burnham Brown, A Professional
Law Corporation
BY DEREK LIM
Attorneys for Defendant
Messmore Kendall

Pursuant to the Stipulation of the parties and good cause
appearing:

The Case Management Conference and the hearing on Defendant
Messmore Kendall's Motion to Dismiss in the above entitled matter
is continued to April 3, 2009.

Dated: Feb 5, 2009

