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8 COOPERATIVE, INC., SCI EASTERN MARKET
   SUPPORT CENTER, L.P. SCI WESTERN
9 MARKET SUPPORT CENTER, L.P., SCI
   HOUSTON MARKET SUPPORT CENTER, L.P.,
10 JANE D. JONES, GWEN PETTEWAY, THOMAS
   RYAN and CURTIS BRIGGS
11

12

13   UNITED STATES DISTRICT COURT

14   NORTHERN DISTRICT OF CALIFORNIA

15

16 CLAUDE BRYANT, et al., on behalf of   ) **CASE NO. 3:08-cv-01190 SI**
   themselves and all other employees and former)
17 employees similarly situated,   )
)
18   Plaintiffs,   ) **[PROPOSED] ORDER CONTINUING**
) **HEARING ON MOTIONS TO DISMISS**
19   vs.   ) **AND SCHEDULING MOTION TO**
) **COMPEL**
20 SERVICE CORPORATION   )
   INTERNATIONAL et al.   )
21   )
)
22   Defendants.   )
)
23 _____)

24   Pursuant to the Stipulation of counsel and good cause appearing, the Court orders as

25 follows:

26   1.   Defendants shall serve supplemental responses to Interrogatories Nos. 4-11, 14-15,

27 17-19, and 21-23 and to Document Requests Nos. 2-9, 12-13, 15-17, 19-21, as well as any other

28 [PROPOSED] ORDER CONTINUING HEARING ON MOTIONS TO DISMISS AND
   SCHEDULING MOTION TO COMPEL   1
   Case No.: 3:08-CV-01190 SI

1   supplemental responses Defendants intend to provide, on or before January 23, 2009.

2   2.   Following such production, the parties will meet and confer and, no later than

3   January 30, 2009, will submit a joint report notifying the Court either that Plaintiffs intend to file a

4   Motion to Compel or submitting a proposal as to when the Motions to Dismiss should be heard.

5   3.   Should Plaintiffs elect to file a Motion to Compel, the Court will hear argument on

6   Plaintiffs' Motion to Compel on March 20, 2009, or on such other date as the Court shall

7   determine.

8   4.   Plaintiffs' Motion to Compel shall be due not less than 35 days prior to the hearing

9   date, Defendant's opposition shall be due not less than 21 days before the hearing date, and

10 Plaintiffs' reply shall be due not less than 14 days before the hearing date.

11   5.   The hearing on Defendants' Motions to Dismiss and the Further Case Management

12 Conference, both of which are currently scheduled for February 20, 2009, shall be continued to a

13 date to be determined at the hearing on any Motions to Compel.   The hearings are continued to
                                                                     3/20/09.

14

15 **IT IS SO ORDERED:**

16

17 _____

18   Honorable Susan Illston
                      United States District Court

19

    AGREED TO:

20

21 /s/ Annette Gifford_____   /s/ Nicholas P. Forestiere_____

22 Dolin, Thomas & Solomon LLP   Gurnee & Daniels LLP

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25 Attorneys for Plaintiffs   Attorneys for Defendant Service Corporation
                                           International

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28 [PROPOSED] ORDER CONTINUING HEARING ON MOTIONS TO DISMISS AND
    SCHEDULING MOTION TO COMPEL   2
    Case No.: 3:08-CV-01190 SI