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 7 Attorneys for Defendant James B. Peake,  
 Secretary, U.S Department of Veterans Affairs  
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9 UNITED STATES DISTRICT COURT  
 10 NORTHERN DISTRICT OF CALIFORNIA  
 11 SAN FRANCISCO DIVISION

12 SUZE AZOR,  
 13 Plaintiff,

14 v.

15 JAMES B. PEAKE, SECRETARY OF  
 16 VETERANS AFFAIRS, VA, STACY  
 17 LUMBANG AND RENY FAMY,  
 18 Defendants.

No. C 08-2825 MMC

**STIPULATION AND ~~PROPOSED~~  
 ORDER TO CONTINUE CASE  
 MANAGEMENT CONFERENCE**

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STIPULATION AND ~~PROPOSED~~ ORDER TO CONTINUE CASE MANAGEMENT CONFERENCE  
 C 08-2825 MMC

1 Plaintiff Suze Aor and Federal Defendant James Peake, Secretary, U.S.  
2 Department of Veterans Affairs, by and through their undersigned counsel, hereby stipulate as  
3 follows:

4 WHEREAS, the hearing on Defendant's motion to dismiss Plaintiff's complaint is  
5 set for December 12, 2008.

6 WHEREAS, the Case Management Conference ("CMC") in this matter is  
7 currently set for November 21, 2008, with a joint CMC statement due November 14, 2008.

8 WHEREAS the parties understand there are various items they are obligated to  
9 discuss in order to prepare for the CMC and that the parties are obligated to recommend a case  
10 management plan for the case and prepare a written joint statement.

11 WHEREAS the parties agree that the Court's ruling on the pending motion to  
12 dismiss may substantially change the matters the parties discuss during the required meet and  
13 confer session for the CMC.

14 WHEREAS the parties agree that it is more efficient for all parties and the Court  
15 to meet and confer for and attend a CMC after the Court has ruled on the pending motion to  
16 dismiss.

17 ACCORDINGLY, the parties hereby agree to and request that the Court continue

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1 the CMC from November 21, 2008 until January 30, 2009 or February 6, 2009.

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3 **IT IS SO STIPULATED**

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5 DATED: November 13, 2008

Ashwin Ladva  
Ladva Law Firm

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Attorneys for Plaintiff

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9 DATED: November 13, 2008

JOSEPH RUSSONIELLO  
United States Attorney

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Victoria R. Carradero  
Assistant United States Attorney  
Attorneys for Federal Defendant  
James Peake

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16 **PURSUANT TO STIPULATION IT IS SO ORDERED.** Specifically, the Case  
17 Management Conference is continued to February 6, 2009. A Joint Case Management  
18 Conference Statement shall be filed no later than January 30, 2009.

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19 DATED: NOVEMBER 14, 2008

Maxine M. Chesney  
The Honorable Maxine M. Chesney  
United States District Court Judge

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