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- 2. On June 16, 2010 Plaintiff's counsel was informed by Defendants' counsel via e-mail that Defendants' counsel will be unavailable for the August 12, 2010 hearing date for the motion because of a previously planned vacation; and
- 3. In light of the unavailability of Defendants' counsel for the August 12, 2010 hearing date, the parties stipulate to continue the hearing date for Plaintiff's motion from August 12, 2010 to August 26, 2010 at 11:00 a.m.

7 | Dated: June 17, 2010

Dated: June 17, 2010\_\_\_\_\_

PILLSBURY & LEVINSON, LLP

By: /s/ Brian H. Kim
Brian H. Kim

Attorneys for Plaintiff, KEN LEWIS

TRUCKER **→** HUSS

By: /s/ Robert F. Schwartz
Robert F. Schwartz
Attorneys for Defendants,
CCPOA BENEFIT TRUST FUND and
CCPOA BENEFIT TRUST FUND
HEALTH AND WELFARE PLAN

## [PROPOSED] ORDER

Per the parties' stipulation, IT IS ORDERED that the hearing date for Plaintiff's motion to strike changes to deposition testimony and to compel production of documents shall be continued from August 12, 2010 to **August 26, 2010 at 11:00 a.m.** Per Chief Judge Walker's referral order (Docket No. 116), the briefing schedule shall remain as follows:

Plaintiff shall be permitted until June 18, 2010 to file and serve his motion to strike and motion to compel.

Defendants shall be permitted until July 2, 2010 to file their oppositions to Plaintiff's motions.

Plaintiff shall be permitted	until July 11, 2010 to	o file a reply brief in	n support of his
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motions.

IT IS SO ORDERED.

5 DATED: June 18, 2010

