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12 Attorneys for Defendant

13 **UNITED STATES DISTRICT COURT**  
 14 **NORTHERN DISTRICT OF CALIFORNIA**  
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16 RICHARD HOM, an individual on  
 17 behalf of himself and JUSTIN  
 18 KELLEY, an individual, on behalf of  
 himself, and on behalf of all persons  
 similarly situated,

19 Plaintiff,

20 vs.

21 DHL EXPRESS (USA), INC., an Ohio  
 22 corporation conducting business in the  
 State of California, and Does 1 to 10.

23 Defendants.  
 24

CASE NO. C 08-03756 JL  
 Magistrate James Larson  
 Courtroom: F, 15th Floor

STIPULATION AND ORDER  
 RESCHEDULING FURTHER CASE  
 MANAGEMENT CONFERENCE

Date: November 4, 2009  
 Time: 10:30 a.m.

25  
 26 The parties to the within action by their respective counsel of record hereby  
 27 stipulate, and request the Court to vacate the Case Management Conference  
 28 currently scheduled for September 16, 2009 to November 4, 2009 at 10:30 a.m.

1 The parties have settled this matter and need additional time to prepare their  
2 Motion for Preliminary Approval of Class Action Settlement.

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DATED: September 9<sup>th</sup>, 2009

MORRIS and ASSOCIATES

By: Stephen Morris  
STEPHEN B. MORRIS  
Attorneys for Plaintiffs

DATED: September \_\_, 2009

LITTLER MENDELSON, APC

By: \_\_\_\_\_  
LAURA E. HAYWARD  
R. BRIAN DIXON  
Attorneys for Defendant

**IT IS SO ORDERED:**

DATED: September 10, 2009

James Larson  
Honorable James Larson