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13 Attorneys for Defendant,
 SPRINT SOLUTIONS, INC.

14 UNITED STATES DISTRICT COURT
 15 NORTHERN DISTRICT OF CALIFORNIA

16 RUDOLPH THOMAS, Individually
 17 and on behalf of all others similarly
 18 situated,,

Plaintiff,

v.

20 SPRINT SOLUTIONS, INC., d/b/a
 21 SPRINT, SPRINT PCS and/or
 22 NEXTEL,

Defendants.

Case No. CV 08 5119 TEH

**STIPULATION & ~~PROPOSED~~
 ORDER CONTINUING CASE
 MANAGEMENT CONFERENCE**

Dept: 12

Judge: Hon. Thelton Henderson

[Complaint Filed: November 10, 2008]

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STIPULATION

WHEREAS, on June 9, 2010, the Court entered an order scheduling a case management conference on October 4, 2010 for control purposes, and ordered the parties to advise the Court in a stipulated request to continue the case management conference for not more than 120 days if the FCC matter has yet to be resolved by that date;

WHEREAS, the FCC matter has not yet been resolved as of the date of filing of this Stipulation;

The parties STIPULATE that the case management conference shall be continued to January 31, 2011 at 1:30 p.m., unless the FCC resolves the matter prior to that date, in which case the parties will contact the Court within two weeks of the FCC’s ruling and request a case management conference with this Court within the earliest reasonable time frame.

Dated: September 27, 2010

SHEPPARD, MULLIN, RICHTER & HAMPTON LLP

By _____ /s Fred R. Puglisi

FRED R. PUGLISI
Attorneys for Defendant
SPRINT SOLUTIONS, INC.

1 Dated: September 27, 2010

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Hagens Berman Sobol Shapiro LLP

By _____ /s Shana Scarlett

Attorneys for Plaintiffs
RUDOLPH THOMAS and ASHLEE SMITH

~~PROPOSED~~ ORDER

The Case Management Conference currently set for October 4, 2010 is continued to January 31, 2011 at 1:30 p.m.;

The parties shall meet and confer and file a joint case management conference statement on or before January 24, 2011.

IT IS SO ORDERED.

Dated: September 28, 2010

