Kim v. Interdent, Inc. Doc. 28

Case 3:08-cv-05565-SI Document 26 Filed 04/02/2009 Page 1 of 3 JAMES MCMANIS (40958) 1 NEDA MANSOORIAN (207832) SHARON KIRSCH (157157) 2 MATTHEW SCHECHTER (212003) 3 McMANIS FAULKNER A Professional Corporation 50 West San Fernando Street, 10th Floor 4 San Jose. California 95113 408-279-8700 5 Telephone: Facsimile: 408-279-3244 6 Attorneys for Plaintiff, 7 SARAH KIM 8 UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA 9 SAN FRANCISCO DIVISION 10 SARAH KIM, Individually and as Successor Case No. CV-08-5565-SI 11 in Interest to RICHARD D. BAE, D.D.S., Deceased, 12 SECOND STIPULATION AND Plaintiff. [PROPOSED] ORDER TO CONTINUE 13 VS. **HEARING ON DEFENDANTS'** 14 MOTION TO DISMISS INTERDENT, INC., a Delaware corporation, a/k/a INTERDENT SERVICE 15 CORPORATION, a Washington corporation, a/k/a GENTLE DENTAL, a/k/a 16 Date: April 24, 2009 MOUNTAIN VIEW DENTAL, a/k/a BLUE OAK DENTAL GROUP, a/k/a Time: 9:00 a.m. 17 DEDICATED DENTAL, a/k/a Dept.: Courtroom 10, 19th Floor AFFORDABLE DENTAL CARE, a/k/a 18 Judge: Honorable Susan Illston CAPITAL DENTAL, and DOES 1-50, inclusive, 19 Defendants. 20 21 Plaintiff, Sarah Kim, Individually and as Successor in Interest to Richard D. Bae, D.D.S., 22 Deceased ("plaintiff"), and defendants, Interdent, Inc., a Delaware corporation, a/k/a Interdent 23 Service Corporation, a Washington corporation, a/k/a Gentle Dental, a/k/a Mountain View 24 Dental, a/k/a Blue Oak Dental Group, a/k/a Dedicated Dental, a/k/a Affordable Dental Care, and 25 a/k/a Capital Dental (collectively, "defendants"), by and through their respective attorneys of 26 record, hereby jointly request that this Court issue an order continuing the hearing on defendants' 27 28 STIPULATION AND PROPOSED ORDER TO CONTINUE HEARING CASE NO. CV-08-5565-SI

1	Motion to Dismiss from Friday, April 24, 2009, at 9:00 a.m., to Friday, May 15, 2009, at 9:00		
2	a.m.		
3	The parties had previously sought, via stipulation and order, to continue the date of the		
4	hearing from March 27, 2009 to April 10, 2009. This Court signed the stipulation and order and		
5	continued the hearing date to April 24, 2009. Plaintiff's counsel, however, is not available on		
6	April 24.		
7	This stipulated request is supported by good cause because lead trial counsel for plaintiff,		
8	due to prior commitments, is not available on April 24, 2009 and because counsel for plaintiff		
9	and defendants, who will offer oral argument on behalf of their clients at this hearing, are		
10	available to appear in court on May 15, 2009.		
11 12	Dated: April 2, 2009	McMANIS FAULKNEI	R
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15		Attorneys for Plaintiff,	
16		SARAH KIM	
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18	Dated: April 2, 2009	LEWIS BRISBOIS BIS	GAARD & SMITH LLP
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20		//s// CHARLES O. THOMP:	SON =
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22   23			Delaware corporation, a/k/a
23 24			, a/ka GENTLE DENTAL,
25		a/k/a MOUNTAIN VIE` OAK DENTAL GROUI	W DENTAL, a/k/a BLUE P, a/k/a DEDICATED
26 26	DENTAL, a/k/a AFFORDABLE DENTAL CARE, a/k/a CAPITAL DENTAL		
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	STIPULATION AND PROPOSED ORDI	2 ER TO CONTINUE HEARING	CASE NO. CV-08-5565-SI

1	<u>ORDER</u>
2	PURSUANT TO STIPULATION, IT IS SO ORDERED.
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5	Dated: HONORABLE SUSAN ILLSTON
6	UNITED STATES DISTRICT JUDGE NORTHERN DISTRICT OF CALIFORNIA
7	NORTHERN DISTRICT OF CALIFORNIA
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	3 STIPULATION AND PROPOSED ORDER TO CONTINUE HEARING CASE NO. CV-08-5565-SI