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14 Attorneys for Defendant

15 **UNITED STATES DISTRICT COURT**  
 16 **NORTHERN DISTRICT OF CALIFORNIA**

17 GARY MINOR and BANIPAL SHABAZ, as  
 individuals and on behalf of all others similarly  
 18 situated,  
 19 Plaintiffs,  
 20 vs.  
 21 FEDEX OFFICE AND PRINT SERVICES,  
 INC., a corporation,  
 22 Defendant.

CASE NO. C 09-01375 TEH

**STIPULATION AND ~~PROPOSED~~ ORDER  
 TO CONTINUE DEADLINE FOR  
 PLAINTIFFS' TO FILE MOTION FOR  
 PRELIMINARY APPROVAL OF CLASS  
 ACTION SETTLEMENT**

**IS SO ORDERED AS MODIFIED**

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1 **ADDITIONAL PLAINTIFFS' COUNSEL:**

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34 Attorneys for Plaintiffs Gary Minor, Banipal  
35 Shabaz, Narek Eloyan, Shehan Bederian,  
36 and Michael Macias

1 **STIPULATION**

2 Plaintiffs Gary Minor, Banipal Shabaz, Narek Eloyan, Shehan Bederian and Michael  
3 Macias (collectively "Plaintiffs") and Defendant FedEx Office and Print Services, Inc. ("Defendant")  
4 (collectively "the Parties"), stipulate and agree as follows:

5 **WHEREAS**, on April 12, 2012 the Parties filed a Joint Stipulation notifying the Court  
6 of the Settlement of this action and advised the Court that Plaintiffs' would file their Motion for  
7 Preliminary Approval of Class Action Settlement on or before August 1, 2012;

8 **WHEREAS**, on April 16, 2012 the Court entered an Order indicating that Plaintiffs'  
9 Motion for Preliminary Approval should be filed on or before August 1, 2012 in accord with the April  
10 12, 2012 Stipulation;

11 **WHEREAS**, on August 1, 2012 the Parties filed a Joint Stipulation seeking an Order to  
12 Continue the Deadline for Plaintiffs to file their Motion for Preliminary Approval from August 1, 2012  
13 to August 22, 2012;

14 **WHEREAS**, on August 2, 2012 the Court entered an Order grating the Parties  
15 Stipulation and entered an Order indicating that Plaintiffs' Motion for Preliminary Approval should be  
16 filed on or before August 22, 2012;

17 **WHEREAS**, the Parties have been actively working on the terms of the long form  
18 settlement agreement and have been successfully narrowing issues but require some additional time to  
19 work through the remaining issues and to file the Motion for Preliminary Approval of the Class Action  
20 Settlement;

21 **IT IS HEREBY STIPULATED** by the Parties herein, through their counsel of record,  
22 as follows:

23 The deadline for Plaintiffs' to file their Motion for Preliminary Approval of Class  
24 Action Settlement shall be continued from August 22, 2012 to September 14, 2012.

25 DATED: August 21, 2012 LAW OFFICES OF PETER M. HART

26 By: /s/ Amber S. Healy  
27 Peter M. Hart  
28 Amber S. Healy  
Attorney for Plaintiffs

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DATED: August 21, 2012

OGLETREE, DEAKINS, NASH, SMOAK &  
STEWART, P.C.

By: /s/ Gregory C. Cheng  
Thomas McInerney  
Gregory C. Cheng  
Attorneys for Defendant FEDEX OFFICE  
AND PRINT SERVICES, INC

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~~[PROPOSED]~~ ORDER

The parties having so stipulated, and GOOD CAUSE APPEARING THEREFORE, IT IS HEREBY ORDERED that:

The deadline for Plaintiffs' to file their Motion for Preliminary Approval of Class Action Settlement shall be continued from August 22, 2012 to September <sup>28</sup>~~14~~, 2012.

*No further Continuances shall be granted.*

DATED: 08/22/2012

Hon. Thelton E. Henderson  
Judge, U.S. District Court  
