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 23 DANIEL IMPEY

24 UNITED STATES DISTRICT COURT
 25 NORTHERN DISTRICT OF CALIFORNIA
 26 SAN FRANCISCO DIVISION

27 DANIEL IMPEY, an individual,
 28 Plaintiff,
 v.
 THE OFFICE DEPOT, INC., and DOES 1-
 100, inclusive,,
 Defendant.

Case No. C 09-01973 EDL

**FURTHER STIPULATION TO CONTINUE
 CASE MANAGEMENT CONFERENCE
 AND ORDER THEREON**

Date: November 3, 2009
 Time: 3:00 p.m.
 Judge: Hon. Elizabeth D. Laporte
COURTROOM: E

TO THE ABOVE ENTITLED COURT:

This stipulation is based on the following facts:

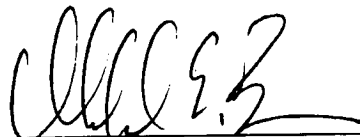
1. Defendant OFFICE DEPOT, INC. ("Defendant") has substituted in new counsel, Littler Mendelson, P.C. pursuant to the Notice of Substitution of Counsel filed on October 19, 2009.

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2. Defendant is in the process of transferring all files and records to its new counsel and anticipates that this may take several days to complete. In addition, lead counsel for Defendant will be in meetings out of state and unavailable to appear at the previously scheduled Case Management Conference on October 27, 2009.

3. Based on the foregoing, the parties respectfully request a continuance of the Case Management Conference to November 3, 2009 at 3:00 p.m.

Dated: October 20, 2009



MICHAEL E. BREWER
JILL A. FUKUNAGA
LITTLER MENDELSON, P.C.
Attorneys for Defendant
OFFICE DEPOT, INC.

Dated: October 20, 2009



MYTHILY SIVARAJAH
ADAMS, NYE, TRAPANI, BECHT LLP
Attorneys for Plaintiff
DANIEL IMPEY

Good cause appearing, it is ordered that the Case Management Conference currently set for October 27, 2009 shall be continued to November 3, 2009 at 3:00 p.m.

IT IS SO ORDERED.

Dated: October 21, 2009



ELIZABETH D. LAPORTE
United States District Judge