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GUARDSMARK, LLC

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
(SAN FRANCISCO DIVISION)

PHILLIP TEMPLE, on behalf of himself,
individually, and all others similarly
situated,

Plaintiff,

vs.

GUARDSMARK, LLC, and DOES 1
through 100, INCLUSIVE,

Defendant.

CASE NO. CV-09-2124-SI

**STIPULATION AND [PROPOSED] ORDER
RESETTING CONTINUED CASE
MANAGEMENT CONFERENCE DATE**

Judge: The Honorable Susan Illston
Date: April 9, 2010
Time: 9:00 a.m.
Location: Courtroom 10, 19th Floor

1 WHEREAS, on November 11, 2009, counsel for Defendant Guardsmark, LLC
2 (“Guardsmark”) filed a Motion for Partial Summary Judgment (“the Motion”) in this
3 matter;

4 WHEREAS, the Court issued an order on March 24, 2009 vacating the hearing on
5 the Motion and continuing the related case management conference to April 9, 2010;

6 WHEREAS, the parties have stipulated to move the case management conference
7 to April 16, 2010, because the senior defense counsel (Martin D. Bern, Esq.) is
8 unavailable on April 9, 2010 due to a pre-existing family obligation;

9 WHEREAS, counsel for Plaintiff has stipulated to the one-week continuance
10 requested;

11 NOW THEREFORE, Plaintiff and Defendant, through their counsel of record,
12 stipulate to the following:

13 IT IS HEREBY STIPULATED, that the case management conference currently set
14 for April 9, 2010, be reset for April 16, 2010, or as soon thereafter as the Court deems
15 appropriate.

16 DATED: March 26, 2010

MUNGER, TOLLES & OLSON LLP
MARTIN D. BERN
MALCOLM A. HEINICKE
YUVAL MILLER

19 By: /s/ Martin D. Bern
20 MARTIN D. BERN

21 Attorneys for Defendants
GUARDSMARK, LLC

22 DATED: March 26, 2010

QUALLS & WORKMAN, L.L.P.

24 By: /s/ Daniel H. Qualls
25 DANIEL H. QUALLS


26 Attorney for Plaintiff
27 PHILLIP TEMPLE
28

1 I, Martin D. Bern, attest that I have obtained concurrence from Daniel
2 Qualls in the filing of this Stipulation. See N.D. Cal. General Order 45 § 10(B).

3
4 PURSUANT TO STIPULATION, IT IS SO ORDERED.

5 The case management conference has been continued to Friday, May 14,
6 2010, at 3:00 p.m. A joint statement shall be filed one week prior.

7
8 DATED: _____



The Honorable Susan Illston