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5 Attorneys for Defendants
 TRINITY TECHNOLOGY GROUP, INC. and
 6 TRINITY TECHNOLOGY GROUP, LLC,

8 UNITED STATES DISTRICT COURT

9 NORTHERN DISTRICT OF CALIFORNIA – SAN FRANCISCO DIVISION

10

11 PHILIP HERNANDEZ, an individual,
 12 Plaintiff,

13 v.

14 TRINITY TECHNOLOGY GROUP, INC., A
 VIRGINIA CORPORATION; TRINITY
 15 TECHNOLOGY GROUP, LLC, A VIRGINIA
 LIMITED LIABILITY COMPANY; and DOES
 16 1 through 10, inclusive,
 17 Defendants.

Case No. C 09-02412 EMC

**NOTICE OF TENTATIVE
 SETTLEMENT AND JOINT
 STIPULATION TO CONTINUE CASE
 MANAGEMENT CONFERENCE; AND
 [PROPOSED] ORDER**

Date: November 4, 2009
 Time: 1:30 p.m.
 Dept.: Courtroom C, 15th Floor
 Judge: Honorable Edward M. Chen

18

19 **TO THE HONORABLE COURT:**

20 **IT IS HEREBY STIPULATED AND AGREED**, by and between Plaintiff Philip
 21 Hernandez (“Plaintiff”) and Defendants Trinity Technology Group, Inc. and Trinity Technology
 22 Group, LLC (collectively, “Defendants” or the “Parties”), by and through their respective counsel
 23 of record, as follows:

24 WHEREAS, a Case Management Conference in this matter was originally set for
 25 October 7, 2009 and continued to November 4, 2009 to give the parties time to conclude
 26 settlement negotiations; and

27 WHEREAS, Plaintiff and Defendants continue to be engaged in the negotiation of a fair,
 28 reasonable, and adequate settlement; and

1 WHEREAS, the Parties have reached a tentative agreement on terms of the settlement and
2 still require additional time to finalize the written settlement agreement; and

3 WHEREAS, the Parties believe an additional 30 days will enable them to finalize the
4 tentative settlement and allow dismissal of the action without further Court involvement.

5 **THE PARTIES THEREFORE STIPULATE AND PROPOSE AS FOLLOWS:**

6 The Case Management Conference in this matter be continued for a period of at least 30
7 days to a date convenient on the Court's calendar.

8 **IT IS SO STIPULATED.**

9 Dated: 10-20, 2009

LAW OFFICES OF MICHAEL L. TRACY

11 By: [Signature]
12 Michael L. Tracy
13 Megan Ross Hutchins
14 Attorneys for Plaintiff
15 PHILIP HERNANDEZ

16 Dated: 10-30, 2009

JACKSON LEWIS LLP

17 By: [Signature]
18 Joanna L. Brooks
19 Attorneys for Defendants
20 TRINITY TECHNOLOGY GROUP and
21 TRINITY TECHNOLOGY GROUP, LLC

22 **FOR GOOD CAUSE APPEARING, IT IS HEREBY ORDERED:**

23 That the Case Management conference set for November 4, 2009 is continued to
24 December 23, 2009 at 1:30 p.m.

25 Dated: November 2, 2009

