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8 Attorneys for Defendants  
 ORRICK, HERRINGTON & SUTCLIFFE LLP  
 9 and MARK WEITZEL

10 UNITED STATES DISTRICT COURT  
 11 NORTHERN DISTRICT OF CALIFORNIA

12 KENDRICK PATTERSON, ADAM  
 BERGMAN, MICHAEL ATTIANESE,  
 13 ANDREA LEVY, DARYL YEAKLE, and  
 RAYMOND R. PLANTE, each individually, and  
 14 on behalf of all others similarly situated and the  
 general public,

15 Plaintiffs,

16 v.

17 STEPHEN V. O'NEAL, individually and on  
 18 behalf of those similarly situated; THOMAS  
 HILL, individually and on behalf of those  
 19 similarly situated; ELLEN L. BASTIER,  
 individually and on behalf of those similarly  
 20 situated; MARK WEITZEL, individually and on  
 behalf of those similarly situated; JULIAN  
 21 MILLSTEIN, individually and on behalf of those  
 similarly situated; JEFFREY STEINER,  
 22 individually and on behalf of those similarly  
 situated; and DAVID P. GRAYBEAL,  
 23 individually and on behalf of those similarly  
 situated; ORRICK, HERRINGTON &  
 24 SUTCLIFFE LLP, a limited liability partnership,  
 DLA PIPER LLP, a limited liability partnership,  
 25 NIXON PEABODY LLP, a limited liability  
 partnership, HOWREY LLP, a limited liability  
 26 partnership, and MORGAN LEWIS &  
 BOCKIUS LLP, a limited liability partnership,  
 27

28 Defendants.

No. 09-cv-03031-SC

Action Filed: July 6, 2009

~~PROPOSED~~ ORDER CONTINUING  
 INITIAL CASE MANAGEMENT  
 CONFERENCE

Date: November 20, 2009

Time: 10:00 a.m.

Place: Courtroom 1, 17th Floor

Judge: Hon. Samuel Conti

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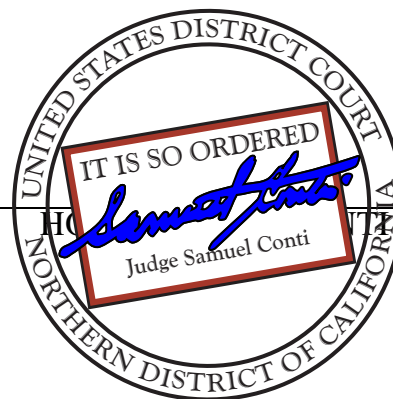
PURSUANT TO STIPULATION, IT IS HEREBY ORDERED:

January 22, 2010

1. The initial case management conference is continued to ~~January 29, 2010.~~

2. The last day to file Rule 26(f) Reports, complete initial disclosures or state  
objections in Rule 26(f) Reports and file Case Management Statements will be ~~January 22,~~  
January 15,  
2010, seven days before the initial case management conference.

DATED: November 12, 2009



HOWARD  
RICE  
NEMEROVSKI  
CANADY  
FALK  
& RABKIN

A Professional Corporation