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13 UNITED STATES DISTRICT COURT

14 IN AND FOR THE NORTHERN DISTRICT OF CALIFORNIA

15 ARABELLA LEMUS, MALVIN A. AYALA,)
 individuals and on behalf of all others similarly)
 16 situated,)

17 Plaintiffs,)

18 v.)

19 H&R BLOCK ENTERPRISES, LLC (f/k/a)
 H&R BLOCK ENTERPRISES, INC.), a)
 20 Missouri corporation; and DOES 1 through 50,)
 inclusive,)

21 Defendants.)
 22)
 23)
 24)

Case No. CV-09-03179 SI
 The Honorable Susan Illston

**STIPULATED REQUEST AND
 [PROPOSED] ORDER CONTINUING
 HEARING DATE ON CROSS
 MOTIONS FOR SUMMARY
 JUDGMENT**

Date: October 7, 2011
 Time: 9:00 AM
 Location: Courtroom 10, 19th Floor
 Judge: The Honorable Susan Illston

1 IT IS HEREBY STIPULATED BY THE PARTIES that the current hearing date for the
2 parties' cross motions for summary judgment of September 22, 2011 be continued to October 7,
3 2011 at 9:00 a.m.

4
5 DATED: September 16, 2011

SEYFARTH SHAW LLP

6
7 By: /s/ Andrew M. McNaught
Andrew M. McNaught

8 Attorneys for Defendant

9 H&R BLOCK ENTERPRISES LLC

10
11 DATED: September 16, 2011

MARLIN & SALTZMAN

12
13 By: /s/ Louis Marlin
Louis Marlin
14 Attorneys for Plaintiffs

15 ARABELLA LEMUS
16 MALVIN A. AYALA

17 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

18
19
20
21 Dated: 9/16/11



22 HONORABLE SUSAN ILLSTON
23 UNITED STATES DISTRICT COURT JUDGE