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11 Jani-King, Inc., and Jani-King International, Inc.

12 (Additional counsel listed on signature page)

13
 14 **UNITED STATES DISTRICT COURT**
 15 **NORTHERN DISTRICT OF CALIFORNIA**
SAN FRANCISCO DIVISION

16 ALEJANDRO JUAREZ, MARIA JUAREZ, LUIS
 17 A. ROMERO, and MARIA PORTILLO,
 individually and on behalf of all others similarly
 18 situated,

19 Plaintiffs,

20 v.

21 JANI-KING OF CALIFORNIA, INC., a Texas
 Corporation; JANI-KING, INC., a Texas
 Corporation; JANI-KING INTERNATIONAL,
 22 INC., a Texas corporation; and DOES 1 through 20,
 inclusive,

23 Defendants.

Case No. CV09-03495 SC

CLASS ACTION

STIPULATION PER LOCAL RULE 6-2
AND ~~Proposed~~ ORDER TO VACATE
OR CONTINUE STATUS
CONFERENCE

1 **STIPULATION**

2 Plaintiffs ALEJANDRO JUAREZ, MARIA JUAREZ, LUIS A. ROMERO, and MARIA
3 PORTILLO (“Plaintiffs”) and Defendants JANI-KING OF CALIFORNIA, INC., JANI-KING,
4 INC., and JANI-KING INTERNATIONAL, INC. (“Defendants”) (collectively, the “Parties”),
5 through their counsel, hereby stipulate and agree that:

6 WHEREAS, on September 24, 2010, the Court entered its Order Denying Plaintiffs’ Motion
7 to Certify the Class [Dkt. No. 93], denying Plaintiffs’ initial Motion to Certify Class and ordering
8 Plaintiffs to file an Amended Motion to Certify Class (the “Amended Motion”) no later than October
9 8, 2010, with a hearing set on the Amended Motion for December 3, 2010;

10 WHEREAS, on October 8, 2010, Plaintiffs filed their Amended Motion;

11 WHEREAS, as required by the Local Rules, Defendants intend to file their Opposition
12 papers to the Amended Motion on or before November 12, 2010, and Plaintiffs intend to file their
13 Reply papers on or before November 19, 2010;

14 WHEREAS, after the filing of the papers in support and opposition to the Amended Motion,
15 the parties intend to prepare for and argue the Amended Motion at the hearing set by this Court for
16 December 3, 2010;

17 WHEREAS on November 9, 2010, the Court issued a Clerk’s Notice setting this matter for a
18 Status Conference on Friday, November 19, 2010, at 10 a.m. [Dkt. No. 106];

19 WHEREAS, in the interest of judicial economy and so that the parties may complete their
20 briefing and argument of the pending Amended Motion, the parties propose that the Status
21 Conference set for November 19, 2010, either be vacated to be reset approximately 30 days after the
22 Court issues its ruling on the Amended Motion, or in the alternative, be continued to coincide with
23 the hearing on the Amended Motion on December 3, 2010.

24 ACCORDINGLY, based on the foregoing, the parties hereby stipulate and propose to the
25 Court that the Status Conference set for November 19, 2010, be vacated or continued to December 3,
26 2010.

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IT IS SO STIPULATED.

DATED: November 11, 2010

THE STURDEVANT LAW FIRM
A Professional Corporation

By: /s/ Whitney Huston
WHITNEY HUSTON
Attorneys for Plaintiffs
ALEJANDRO JUAREZ, MARIA JUAREZ,
LUIS A. ROMERO, and MARIA PORTILLO

DATED: November 11, 2010

BARTKO, ZANKEL, TARRANT & MILLER

By: /s/ Benjamin K. Riley
BENJAMIN K. RILEY
Attorneys for Defendants
JANI-KING OF CALIFORNIA, INC.,
JANI-KING, INC., and JANI-KING
INTERNATIONAL, INC.

PROPOSED ORDER

PURSUANT TO STIPULATION, IT IS ORDERED that the Status Conference set for
November 19, 2010 is hereby vacated ~~is continued until December 3, 2010~~ January 21, 2011
at 10:00 a.m.

DATED: November 16, 2011



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Additional Counsel

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