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16 **UNITED STATES DISTRICT COURT**
 17 **NORTHERN DISTRICT OF CALIFORNIA**

18 ALEJANDRO JUAREZ, et al.,

19 Plaintiffs,

20 v.

21 JANI-KING OF CALIFORNIA, INC., a
 22 Texas Corporation, et al.,

23 Defendants.

Case No.: CV09-03495 SC

~~STIPULATION AND [PROPOSED] ORDER TO CONTINUE TRIAL DATE~~

Complaint filed: June 22, 2009
 Trial Date: March 12, 2012

24 AND RELATED COUNTERCLAIM
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1 Pursuant to Civil Local Rules 6-2 and 7-12, Plaintiffs Alejandro Juarez, Maria Juarez, and
2 Maria Portillo (“Plaintiffs”) and Defendants Jani-King of California, Inc., Jani-King, Inc., and Jani-
3 King International, Inc. (“Defendants”), hereby state as follows:

4 1. The trial in this matter originally was scheduled for February 13, 2012.

5 2. On December 22, 2011, Defendants moved to continue the trial until 45 days after the
6 Court decides the pending motion for summary judgment. (Dkt. No. 155). Plaintiffs opposed the
7 motion, noting that they were available for trial on February 13, 2012 and that their counsel had
8 other trial commitments throughout the first half of 2012. (Dkt. No. 160 at 2). In Attorney Monique
9 Olivier’s declaration, she stated as follows:

10 Plaintiffs’ counsel have trials scheduled in other cases throughout the first half of 2012.
11 Jennifer Reisch has a trial that is scheduled to begin on March 26, 2012 and another trial that
12 is tentatively scheduled to begin in April 2012. Shannon Liss-Riordan and Hillary Schwab
13 have a trial that is scheduled to begin on March 5, 2012. I have a trial that is scheduled to
14 begin on April 2, 2012.

(Decl. of Monique Olivier In Opposition to Motion to Continue Trial Date, Dkt. No. 160-1, at ¶ 12).

15 3. In its Order Continuing Trial (Dkt. No. 162), the Court continued the trial date to
16 March 12, 2012. Beginning a trial on that date would pose a significant hardship for Plaintiffs’
17 counsel given their other trial commitments, particularly the two other trials scheduled for that
18 month, including one scheduled to begin on March 5, 2012 that may continue into the week of
19 March 12, 2012.

20 4. Counsel have conferred to identify the soonest trial date that works for all parties and
21 their counsel, and have identified May 7, 2012.

22 5. Defendants are prepared to proceed with trial on March 12, but agree to postpone the
23 trial start date to May 7 as a courtesy to Plaintiffs, given their scheduling conflicts.

24 6. Accordingly, the parties hereby stipulate that the trial be continued to May 7, 2012.

25 DATED: January 11, 2012

Respectfully submitted,

26 THE STURDEVANT LAW FIRM
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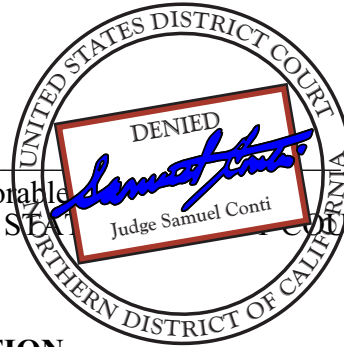
[PROPOSED] ORDER

Pursuant to the Stipulation above, the Order Continuing Trial (Dkt. No. 162) is modified to schedule the trial for May 7, 2012.

IT IS SO ORDERED.

Dated: 1/12/12

The Honorable
UNITED STATES DISTRICT COURT



ATTESTATION

I, Monique Olivier, am the ECF user whose ID and password are being used to file this Stipulation and [Proposed] Order Continuing Trial. In compliance with General Order 45, I hereby attest that Eileen M. Hunter, Kerry L. Bundy, Aaron von Oort, and Benjamin Riley, counsel for Defendants, have concurred in this filing

Dated: January 11, 2012

/s/ Monique Olivier
Monique Olivier
Counsel for Plaintiffs

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