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18 Attorneys for Defendant  
 19 MSR CLAREMONT RESORT LP dba  
 20 CLAREMONT RESORT & SPA  
 21 incorrectly sued as KSL CLAREMONT  
 22 RESORT, INC. dba CLAREMONT  
 23 RESORT AND SPA

24  
 25 IN THE UNITED STATES DISTRICT COURT  
 26 IN AND FOR THE NORTHERN DISTRICT OF CALIFORNIA

27 JEAN RIKER,  
 28 Plaintiff,

CASE No. C09-0764 EMC  
 RELATED CASE NO.  
 C09-3681 EMC

v.

KSL CLAREMONT RESORT, INC. dba  
 CLAREMONT RESORT AND SPA;  
 AND DOES 1-10, Inclusive,  
 Defendants.

**STIPULATION AND  
 PROPOSED ORDER TO  
 CONTINUE PLAINTIFF'S  
 MOTION FOR LEAVE TO  
 FILE FIRST AMENDED  
 COMPLAINT**

**STIPULATION**

The parties to the above captioned litigation hereby stipulate by and through their undersigned counsel of record to the following:

STIPULATION AND PROPOSED ORDER TO  
 CONTINUE PLAINTIFF'S MOTION FOR LEAVE  
 TO FILE 1<sup>ST</sup> AMENDED COMPLAINT  
 CASE C09-0764 EMC

1 Plaintiff JEAN RIKER filed a Motion for Leave to File First  
2 Amended Complaint in the above-captioned matter (the "Motion") that is  
3 presently scheduled to be heard on March 24, 2010 at 3:00 p.m.

4 The parties are in the process of exchanging information and  
5 negotiating a stipulation that may resolve the issues addressed in Plaintiff's  
6 Motion.

7 Therefore, the parties hereby request that the Court continue the  
8 March 24, 2010, 3:00 p.m. hearing date and time for Plaintiff's Motion to April  
9 21, 2010 at 10:30 a.m. Defendant's opposition to Plaintiff's Motion will be due  
10 on March 31, 2010, Plaintiff's reply will be due on April 7, 2010.

11 IT IS SO STIPULATED.

12  
13 Dated: March 3, 2010

LAW OFFICES OF PAUL L. REIN

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15  
16 /s/ Catherine M. Cabalo  
17 By: Catherine M. Cabalo, Esq.  
18 Attorneys for Plaintiff  
19 JEAN RIKER

20  
21 Dated: March 3, 2010

EPSTEIN BECKER & GREEN, P.C.

22 /s/ Andrew J. Sommer  
23 By: Andrew J. Sommer, Esq.  
24 Attorneys for Defendant MSR  
25 CLAREMONT RESORT LP dba  
26 CLAREMONT RESORT & SPA  
27 incorrectly sued as KSL CLAREMONT,  
28 INC. dba CLAREMONT RESORT AND  
SPA

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**ORDER**

Pursuant to the Stipulation of the Parties it is hereby ordered that the hearing on Plaintiff's Motion for Leave to File First Amended Complaint in this matter be continued to April 21, 2010 at 10:30 a.m.

IT IS SO ORDERED.

Dated: 3/5, 2010

