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5 Attorneys for Plaintiff
 CRAIG YATES

6 UNITED STATES DISTRICT COURT
 7
 8 NORTHERN DISTRICT OF CALIFORNIA
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10	CRAIG YATES, an individual,)	CASE NO. CV-09-3978-SI
11	Plaintiff,)	STIPULATION TO CONTINUE FURTHER
12	v.)	CASE MANAGEMENT CONFERENCE AND
13)	[PROPOSED] ORDER THEREON
14	CLEMENT RESTAURANTS, INC., a)	
15	California corporation; CLEMENT)	
16	INVESTMENT LLC, a limited liability)	
17	company; and WELLS FARGO BANK)	
	NATIONAL ASSOCIATION TRUST,)	
	Defendants.)	
)	Honorable Susan Illston

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 21 It is hereby stipulated by and between the parties hereto through their respective counsel
 22 that the court may continue the Further Case Management Conference that is currently scheduled
 23 for Friday, September 10, 2010, at 3:00 p.m.

24 The ADR Case Administrator has appointed Daniel Bowling as the Mediator for the
 25 above-referenced case on July 15, 2010. The parties initially agreed to conduct the mediation in
 26 the above-referenced case on August 27, 2010. However, after discussions with the Mediator, it
 27 was agreed that the mediation would be continued temporarily. The mediation was continued.
 28 The parties are in the process of selecting a mutually agreed date soon for the mediation.

1 In light of the above, the parties wish to preserve the court's resources by avoiding an
2 unproductive Case Management Conference and by deferring the Case Management Conference
3 will allow the parties sufficient time to try and resolve the above-action at the mediation.

4 Respectfully Submitted,

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6 Dated: August 31, 2010

THOMAS E. FRANKOVICH, ESQ.,
A PROFESSIONAL LAW CORPORATION

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9 By: _____/s/Thomas E. Frankovich_____

10 THOMAS E. FRANKOVICH
11 Attorneys for Plaintiff CRAIG YATES, an
individual

12
13 Dated: August 31, 2010

MARTIN H. ORLICK, ESQ.,
Jeffer, Mangels, Butler & Marmaro LLP


14
15 By: _____
16 Martin H. Orlick

17 Attorneys for Defendants CLEMENT
18 RESTAURANTS, INC., a California corporation;
CLEMENT INVESTMENT LLC, a limited liability
19 company; and WELLS FARGO BANK
NATIONAL ASSOCIATION TRUST

20 **ORDER**

21 **IT IS SO ORDERED** that the Case Management Conference set for September 10,
22 2010, is continued to 11/2/10, 2010, at 3 p.m. a.m./ p.m. The parties
23 shall file a Joint Case Management Statement no later than seven (7) days prior to the
24 Conference.

25 Dated: _____, 2010

26 
27 Honorable Susan Illston
28 United States District Judge