1	MATTHEW D. MARCA, Bar No. 180686 SARAH R. NICHOLS, Bar No. 233099		
2	LITTLER MENDELSON A Professional Corporation		
3	650 California Street, 20th Floor San Francisco, CA 94108.2693		
4	Telephone: 415.433.1940 Facsimile: 415.399.8490		
5	Attorneys for Defendant		
6	ABM JANITORIAL SERVICES—NORTHERN CALIFORNIA		
7			
8	UNITED STATES DISTRICT COURT		
9	NORTHERN DISTRICT OF CALIFORNIA		
10	EQUAL EMPLOYMENT OPPORTUNITY COMMISSION	Case No. CV9-4593 BZ	
11	Plaintiff,	STIPULATION AND [PROPOSED] ORDER TO CONTINUE INITIAL CASE	
12	v.	MANAGEMENT CONFERENCE AND ADR DEADLINES	
13	ABM INDUSTRIES INC.,		
14	Defendant.	Complaint Filed: September 29, 2009	
15			
16	EQUAL EMPLOYMENT OPPORTUNITY COMMISSION ("Plaintiff") and ABM		
17	JANITORIAL SERVICES—NORTHERN CALIFORNIA ("Defendant") allegedly erroneously sued		
18	as ABM INDUSTRIES INC. by and through their respective counsel, hereby stipulate and request		
19	the Court to orders as follows:		
20	WHEREAS, Plaintiff filed their Complaint on September 29, 2009;		
21 22	WHEREAS, Plaintiff and Defendant dispute when service actually occurred;		
23	WHEREAS, on or about December 4, 2009, Plaintiff and Defendant agreed to		
23	stipulate that January 11, 2010 would be the deadline for Defendant to file a responsive pleading to		
25	Plaintiff's Complaint;		
26	WHEREAS, Plaintiff and Defendant agree that an extension of the deadlines in the		
27	Order Setting Initial Case Management Conference and ADR Deadlines dated September 29, 2009		
28	would allow the parties to fully explore and discuss initial disclosures, ADR process selection and		
LITTLER MENDELSON A PROFESSIONAL CORPORATION			
650 California Street 20th Floor San Francisco, CA 94108.2693 415.433.1940	JOINT STIPULATION AND ORDER TO CONTINUE IN	TIAL CASE MANAGEMENT CONFERENCE AND ADR DEADLINES	

1	discovery plan and so an extension of those deadlines is in their respective best interests, as well as		
2	those of the Court, and best serves and promotes the interests of justice.		
3	Therefore the Court HEREBY ORDERS as follows:		
4	a. The last day for Defend	ants to timely file a responsive pleading shall	
5	be January 11, 2010.		
6	b. The last day to (i) meet	and confer regarding initial disclosures, early	
7	settlement, ADR process selection, and the discovery	selection, and the discovery and e-discovery plan; (ii) file the ADR	
8	Certification; and (iii) file either the Stipulation to the ADR Process or a Notice of Need for ADR		
9	Phone Conference is February 1, 2010.		
10	c. The last day to file a Ru	le 26(f) Report, complete initial disclosures or	
11	state objections in the Rule 26(f) Report and file the Case Management Statement is February 15,		
12	2 2010.		
13	d. The initial Case Management Conference is rescheduled to February		
14	22, 2010 at 4:00 p.m. in Ctrm G, 15 th Floor, San Francisco.		
15	IT IS SO STIPULATED.		
16	D 1 D 1 16 2000	/S/	
17	LIT	TTHEW MARCA TLER MENDELSON	
18	' Atto	rofessional Corporation orneys for Defendant	
19	7	M JANITORIAL SERVICES— RTHERN CALIFORNIA	
20			
21	Dated: December _16, 2009 CIN	DY O'HARA	
22	EQI	orneys for Plaintiff JAL EMPLOYMENT OPPORTUNITY	
23		MMISSION	
24	IT IS SO ORDERED:		
25		B. 2	
26	Dated: <u>December 17,, 2009</u> Mag	gistrate Judge Bernard Zimmerman	
27			
28			
DELSON PRPORATION Street	1.		