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 11 CALIFORNIA

12 UNITED STATES DISTRICT COURT
 13 NORTHERN DISTRICT OF CALIFORNIA

14 EQUAL EMPLOYMENT
 15 OPPORTUNITY COMMISSION

16 Plaintiff,

17 v.

18 ABM INDUSTRIES INC.,
 19 Defendant.

Case No. CV9-4593 BZ

**STIPULATION AND ~~PROPOSED~~
 ORDER TO CONTINUE INITIAL CASE
 MANAGEMENT CONFERENCE AND
 ADR DEADLINES**

Complaint Filed: September 29, 2009

20 EQUAL EMPLOYMENT OPPORTUNITY COMMISSION (“Plaintiff”) and ABM
 21 JANITORIAL SERVICES—NORTHERN CALIFORNIA (“Defendant”) allegedly erroneously sued
 22 as ABM INDUSTRIES INC. by and through their respective counsel, hereby stipulate and request
 23 the Court to orders as follows:

24 WHEREAS, Plaintiff filed their Complaint on September 29, 2009;

25 WHEREAS, Plaintiff and Defendant dispute when service actually occurred;

26 WHEREAS, on or about December 4, 2009, Plaintiff and Defendant agreed to
 27 stipulate that January 11, 2010 would be the deadline for Defendant to file a responsive pleading to
 28 Plaintiff’s Complaint;

WHEREAS, Plaintiff and Defendant agree that an extension of the deadlines in the
 Order Setting Initial Case Management Conference and ADR Deadlines dated September 29, 2009
 would allow the parties to fully explore and discuss initial disclosures, ADR process selection and

