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10 Attorneys for Plaintiff Stephen Gales,  
 11 and all others similarly situated

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 14 UNITED STATES DISTRICT COURT  
 15 NORTHERN DISTRICT OF CALIFORNIA

16 STEPHEN GALES, on behalf of himself and all  
 17 others similarly situated,

No. 3:09-cv-05813-CRB

18 Plaintiff,

**STIPULATION TO CONTINUE TIME  
 WITHIN WHICH TO PARTICIPATE IN A  
 MEDIATION**

19 vs.

20 WINCO FOODS, WINCO FOODS, LLC  
 21 and Does 1 through 50, inclusive,

22 Defendants.  
 23

24 WHEREAS, the parties in the above-entitled case were ordered to participate in mediation  
 25 within 90 days from March 1, 2010; and,

26 WHEREAS, the parties have not completed the necessary pre-mediation discovery to  
 27 allow this to occur, the parties have not yet participated in a mediation;

28 IT IS HEREBY AGREED AND STIPULATED, by and between the parties hereto, as

1 follows:

2 The parties agree to continue the mediation until the parties have sufficient time to conduct  
3 the discovery necessary to allow the mediation to be fruitful. The parties therefore jointly request  
4 that the Court continue the time by which the parties have to participate in a mediation for 120  
5 days.

6 This stipulation may be executed in counterparts and a fax or e-mail attachment signatures  
7 shall be considered an original.

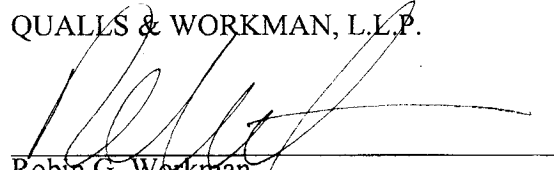
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10 Date: May 27, 2010

QUALLS & WORKMAN, L.L.P.

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By:

  
Robin G. Workman  
Attorney for Plaintiff Stephen Gales  
and all others similarly situated

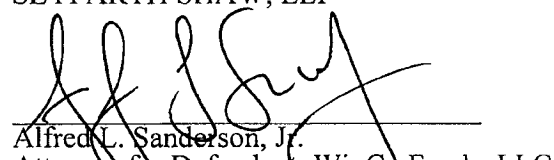
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Dated: May 27, 2010

SEYFARTH SHAW, LLP

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By:

  
Alfred L. Sanderson, Jr.  
Attorney for Defendant, WinCo Foods, LLC

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**ORDER**

22 Pursuant to the stipulation of the parties, and good cause appearing, **IT IS HEREBY**

23 **ORDERED:**

24 The parties' request to continue for 120 days the date by which they are to participate in a  
25 mediation is hereby GRANTED.

26

27 Dated: June 2, 2010

28

Honorable Charles R. Breyer  
United States District Judge

