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8 UNITED STATES DISTRICT COURT- NORTHERN DISTRICT OF CALIFORNIA-  
 9 SAN FRANCISCO BRANCH  
 10

11 JANET ZHANG,

C 09-05921 JSW

12 Plaintiff,

**STIPULATION BY PARTIES TO VACATE  
 THE AMENDED COMPLAINT FILING  
 DEADLINE**

13 vs.

AND ORDER THEREON

14 WALGREEN CO. a corporation; HILDA  
 CHUNG; LINDA DEFRONZO; RUTH  
 15 CONROY; and DOES 1-20,,

**Complaint Filed:** October 29, 2009  
**Trial:** February 28, 2011

16 Defendants.

ASSIGNED FOR ALL PURPOSES TO:  
**THE HONORABLE JEFFREY S. WHITE**

17  
 18 It is hereby acknowledged and stipulated by plaintiff, JANET ZHANG, and defendant,  
 19 WALGREENS, by and through their counsel of record, that the current deadline of April 14, 2010, for  
 20 amending the complaint be vacated. The parties have agreed that a new deadline will be imposed.  
 21 This new deadline will be a date two weeks after the date of mediation, which the parties are  
 22 scheduling to take place in June 2010.

23 The new deadline for amending the complaint was stipulated to for pragmatic purposes.  
 24 Currently, this case is in federal court. If plaintiff amends her complaint, individual defendants will be  
 25 named, thereby potentially destroying diversity jurisdiction. If the case is remanded to state court, a  
 26 new case management conference will need to be set. Since this matter is already set for mediation  
 27 and the current parties are amenable to finding resolution, the parties have agreed to extend the  
 28 filing deadline of any amended complaint.

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1 A trial date of February 28, 2011 has been set in this case. There is no further case  
2 management conference. Per Local Rule 6-1(a),

3 Parties may stipulate in writing, without a Court order, to ...enlarge or  
4 shorten the time in matters not required to be filed or lodged with the  
5 Court, provided the change will not alter the date of any event or any  
6 deadline already fixed by the Court order.

7 Since no deadlines are affected by enlarging the time in which plaintiff can file her amended  
8 complaint, the parties are filing this stipulation pursuant to Local Rule 5.

9 Dated: April 14, 2010

10 By: \_\_\_\_\_ /s/  
11 David A. Depolo, Esq.  
12 Tanya P. Tambling, Esq.  
13 Attorneys for Plaintiff, JANET ZHANG

14 Dated: April 14, 2010

15 By: \_\_\_\_\_ /s/  
16 Brian Crone, Esq.  
17 Attorney for Defendant, WALGREENS

18 Counsel for plaintiff is in possession of the original stipulation with signatures from all parties.

19 Dated: April 14, 2010

20 By: \_\_\_\_\_ /s/  
21 David A. Depolo, Esq.  
22 Tanya Tambling, Esq.  
23 Attorney for Plaintiff, JANET ZHANG

24 The Court set the deadline for amending the Complaint at the case management conference, and  
25 finds good cause to grant the stipulation. Accordingly, it is approved.

26 April 15, 2010

27   
28

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