

1 SEYFARTH SHAW LLP  
 Nick C. Geannacopulos (State Bar No. 114822)  
 2 [ngeannacopulos@seyfarth.com](mailto:ngeannacopulos@seyfarth.com)  
 Michael J. Burns (State Bar No. 172614)  
 3 [mburns@seyfarth.com](mailto:mburns@seyfarth.com)  
 Matthew J. Mason (State Bar No. 271344)  
 4 [mmason@seyfarth.com](mailto:mmason@seyfarth.com)  
 560 Mission Street, Suite 3100  
 5 San Francisco, California 94105  
 Telephone: (415) 397-2823  
 6 Facsimile: (415) 397-8549

7 Attorneys for Defendant  
 AMERICAN INSTITUTE FOR FOREIGN STUDY, INC.  
 8 dba AU PAIR IN AMERICA

9 LAW OFFICES OF STEVEN KESTEN  
 Steven Kesten (SBN 152376)  
 10 [Keblawoffic@aol.com](mailto:Keblawoffic@aol.com)  
 400 Red Hill Avenue  
 11 P.O. Box 426  
 San Anselmo, California 94960/94979  
 12 Telephone: (415) 457-2668  
 Facsimile: (415) 457-2848

13 LAW OFFICES OF LAWRENCE A. ORGAN  
 Lawrence A. Organ (SBN 175503)  
 14 [larryaorgan@aol.com](mailto:larryaorgan@aol.com)  
 404 San Anselmo Avenue  
 15 San Anselmo, California 94960  
 16 Telephone: (415) 407-7930  
 Facsimile: (415) 453-2829

17 Attorneys for Plaintiff  
 18 PENNA PIPER

19 IN THE UNITED STATES DISTRICT COURT  
 20 FOR THE NORTHERN DISTRICT OF CALIFORNIA

|  |   |  |
|--|---|--|
| 21 PENNA PIPER, an individual,         | ) | Case No. C 10 0107 JSW   |
|  | ) |  |
| 22 Plaintiff,                          | ) | <b>JOINT STIPULATION RE CASE<br/>MANAGEMENT CONFERENCE<br/>DATES AND ORDER THEREON</b> |
|  | ) |  |
| 23 v.                                  | ) |  |
|  | ) |  |
| 24 AMERICAN INSTITUTE FOR FOREIGN      | ) |  |
| 25 STUDY, INC. dba AU PAIR IN AMERICA, | ) |  |
| and DOES 1-10,                         | ) | (Marin County Superior Court, Case No.   |
|  | ) | CIV 095805)  |
| 26 Defendant.                          | ) |  |
|  | ) | Complaint Filed: November 16, 2009   |

1 The Parties to the above entitled action, American Institute for Foreign Study, Inc. dba  
2 Au Pair in America (“Defendant”) and Penna Piper (“Plaintiff”) (collectively referred to as the  
3 “Parties”), by and through their undersigned counsel, hereby stipulate and agree as follows:

4 1. The Parties attended a Case Management Conference in this Court on December  
5 17, 2010 wherein this Court required the Parties to submit a stipulation to further case  
6 management dates, including a further Case Management Conference, by December 22, 2010.

7 2. Due to the Plaintiff’s ongoing health issues, and through no fault of either party or  
8 their counsel, Defendant has been unable to complete the Plaintiff’s deposition. The Parties  
9 agree that substantial completion of Plaintiff’s deposition is essential to their ability to mediate  
10 this matter or otherwise work toward settlement of Plaintiff’s claims. The Parties plan to  
11 continue Plaintiff’s deposition in January 2011.

12 3. Pursuant to the directions of this Court as stated during the December 17, 2010  
13 Case Management Conference, the Parties will complete private mediation by February 15,  
14 2011. If the Parties require additional time to effectively complete private mediation, they will  
15 stipulate to a future date and provide this Court an explanation of good cause as to why the  
16 mediation deadline must be continued.

17 4. The Parties have met and conferred and propose the following case management  
18 dates:

- 19 (a) The trial date will be set for Monday, <sup>April 2, 2012 8:00 a.m.</sup> ~~January 30, 2012 at 8:30 a.m.~~
- 20 (b) The Pre-Trial Conference will be set for Monday, <sup>March 12, 2012</sup> ~~January 9, 2012~~ at 2:00  
21 p.m.
- 22 (c) The Joint Proposed Final Pre-Trial Order will be due on Monday,  
23 December 26, 2011.
- 24 (d) The non-expert discovery cutoff will be September 26, 2011.
- 25 (e) The expert discovery cutoff date will be December 30, 2011.
- 26 (f) The expert witness disclosure deadline will be October 25, 2011.
- 27 (g) The last date on which dispositive motion(s) can be heard will be  
28 ~~November 18, 2011.~~ December 9, 2011 at 9:00 a.m.

1 (h) A further Case Management Conference shall be held on Friday, July 29,  
2 2011 at 1:30 p.m.

3 (i) The Parties will submit a supplemental Joint Case Management  
4 Conference Statement in preparation for the further Case Management  
5 Conference by Friday, July 22, 2011.

6 5. The Parties believe that setting a trial date and other accompanying dates in this  
7 matter is premature given the inability to fully evaluate the claims and defenses. The Parties  
8 submit this Stipulation in accordance with this Court's instructions as stated during the  
9 December 17, 2010 Case Management Conference in which this Court required the parties to set  
10 a date for a further Case Management Conference. The Parties reserve the right at the further  
11 Case Management Conference set for July 29, 2011 to request additional time to prepare for trial  
12 and extend the accompanying case management dates should the Parties believe such time is  
13 necessary.

14 **NOW THEREFORE**, all Parties hereto stipulate and agree that the Court may enter an  
15 Order setting the trial date and pre-trial deadlines in accordance with the schedule set forth in  
16 Section 4(a-i) above.

17 **IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.**

18  
19 DATED: December 23, 2010

SEYFARTH SHAW LLP

20 By /s/ Michael J. Burn  
21 Michael J. Burns

22 Attorneys for Defendant  
23 AMERICAN INSTITUTE FOR FOREIGN  
STUDY, INC. dba AU PAIR IN AMERICA

24 DATED: December 23, 2010

LAW OFFICES OF STEVEN KESTEN

25 BY /s/ Steven Kesten  
26 Steven Kesten

27 Attorneys for Plaintiff  
28 PENNA PIPER

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

DATED: December 23, 2010

LAW OFFICES OF LAWRENCE A. ORGAN

BY           /s/ Lawrence A. Organ            
Lawrence A. Organ

Attorneys for Plaintiff  
PENNA PIPER

IT IS SO ORDERED.

Dated: January 4, 2011

  
\_\_\_\_\_  
Honorable Jeffrey S. White

12997003v.2