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 11 ANTHONY VILLA

12 Attorneys for Defendant on next page
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14 UNITED STATES DISTRICT COURT
 15 NORTHERN DISTRICT OF CALIFORNIA
 16

17 ANTHONY VILLA, as an individual and on
 18 behalf of all others similarly situated,

19 Plaintiff,

20 v.

21 TYCO ELECTRONICS CORPORATION, a
 22 corporation; and DOES 1 through 50
 inclusive,

23 Defendants.
 24

Case No. CV 10-00516 MHP

STIPULATION AND ~~PROPOSED~~
 ORDER CHANGING HEARING DATE
 AND TIME TO FILE MOTIONS,
 OPPOSITIONS/DISCOVERY
 STATEMENTS, AND REPLIES

*** As amended by Court**

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8 Attorneys for Defendant
9 TYCO ELECTRONICS CORPORATION

10 Pursuant to Civil Local Rule 6-2, plaintiff Anthony Villa (“Plaintiff”) and
11 defendant Tyco Electronics Corporation, (“Defendant”), hereby request that the Court grant the
12 parties an extension of the deadlines to file motions, oppositions/discovery statements, and replies
13 as outlined below. In support of this request, the parties represent and stipulate as follows:

14 1. On May 17, 2010, following the case management conference, the Court
15 issued a scheduling order setting July 19, 2010 as the deadline to file motions; August 2, 2010 as
16 the deadline to file oppositions/discovery statements; August 9, 2010 as the deadline to file
17 replies; and August 23, 2010 as the hearing date for motions.

18 2. Pursuant to the parties’ stipulation, on July 1, 2010, the Court extended
19 these deadlines, setting August 13, 2010 as the deadline to file motions; August 27, 2010 as the
20 deadline to file oppositions/discovery statements; September 3, 2010 as the deadline to file
21 replies; and September 20, 2010 as the hearing date for motions.

22 3. Defendant took Plaintiff’s deposition on June 17, 2010, which was the
23 earliest date available for the parties following the case management conference.

24 4. At the deposition, Defendant learned of certain documents responsive to its
25 requests for production of documents, including telephone records and bank/credit card
26 statements. Defendant believes that obtaining these documents is necessary before it can file its
27 motion for summary judgment. Since July 1, 2010, the parties have met and conferred regarding
28

1 this issue and Plaintiff has agreed to provide these documents subject to objections and redaction
2 for private information, but needs additional time to do so.

3 5. Extending the current deadlines as outlined below will allow Plaintiff
4 sufficient time to provide the requested documents to Defendant, and for Defendant to consider
5 these documents in preparing its motion for summary judgment. It will also allow sufficient time
6 for Plaintiff to oppose Defendant's motion or file a discovery statement, and for Defendant to
7 reply to Plaintiff's opposition prior to the hearing on the motion.

- 8 • Motions to be filed: September 17, 2010.
- 9 • Opposition/Discovery Statement to be filed: October 1, 2010.
- 10 • Reply to be filed: October 8, 2010
- 11 • Hearing: October 15, or as soon thereafter as the Court prefers.

12 For the reasons stated above, the parties respectfully request that the Court grant their
13 request to extend the current deadlines to the dates outlined in Paragraph 5 above.

14 IT IS SO STIPULATED.

15 Dated: August 5, 2010

16 _____/s/
KIMBERLY WESTMORELAND
LAW OFFICES OF PETER M. HART

17 Attorneys for Plaintiff
18 ANTHONY VILLA

19 Dated: August 5, 2010

20 _____/s/
AMIRA B. DAY
ORRICK, HERRINGTON & SUTCLIFFE LLP

21 Attorneys for Defendant
22 TYCO ELECTRONICS CORPORATION

23 I hereby attest that the content of this document is acceptable to all persons whose
24 signatures are indicated by a "conformed" signature (/s/) within this e-filed document.

25 Dated: August 5, 2010

26 _____/s/
27 AMIRA B. DAY
ORRICK, HERRINGTON & SUTCLIFFE LLP
28 Attorneys for Defendant TYCO ELECTRONICS
CORPORATION

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~~PROPOSED~~ ORDER

Pursuant to the parties' stipulation, the hearing date and deadlines to file motions, oppositions/discovery statements, and replies shall be extended as follows:

- Motions to be filed: September 17, 2010.
- Opposition/Discovery Statement to be filed: October 1, 2010.
- Reply to be filed: October 8, 2010
- Hearing: 10/25/2010 at 2:00 p.m.

IT IS SO ORDERED.

Dated: August 6, 2010

Hon. Marilyn H. Patel
United States District Judge

