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9 Attorneys for Plaintiff LINDSAY FOCHT

10 UNITED STATES DISTRICT COURT
 11 NORTHERN DISTRICT OF CALIFORNIA
 12 SAN FRANCISCO DIVISION

13 LINDSAY FOCHT,

14 Plaintiff,

15 vs.

16 SOL MELIA, S.A. dba SOL MELIA
 17 HOTELS & RESORTS,

18 Defendant.

No. CV-10-0906 EMC

ASSIGNED FOR ALL PURPOSES TO
 MAGISTRATE JUDGE EDWARD M.
 CHEN

**STIPULATION RE MOTION TO
 DISMISS; PROPOSED ORDER**

Date: July 14, 2010
Time: 10:30 a.m.
Courtroom: Courtroom C, 15th Floor

21 It is hereby stipulated to and agreed between the Parties as testified by the signatures of their
 22 respective counsel of record as follows:

- 23 1. That Defendant's motion to dismiss presently set for July 14, 2010, shall be continued to
 24 10:30 a.m. on July 21, 2010.
- 25 2. That the sole issue to be determined on the hearing of the above motion on July 21, 2010,
 26 shall be the issue of service and the pleadings shall be directed to that issue. Plaintiff's Opposition shall
 27 be filed and served June 30, 2010 and Defendant's Reply shall be filed and served July 7, 2010.
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3. That, without prejudice to Plaintiff filing a motion to compel jurisdictional depositions, written discovery comprising interrogatories and a demand for documents on jurisdictional issues shall be propounded by Plaintiff and answered by Defendant;

4. That a Case Management Conference will be held on July 21, 2010, after the hearing of the service issue at which time the court will give further directions including, but not limited to, setting a hearing date and a briefing schedule for the remainder of the motion to dismiss (jurisdiction and forum non conveniens issues).

June 1
Dated: *May* ____, 2010

BAUM & BLAKE

By: 
MARTIN BLAKE
Attorneys for Plaintiff LINDSAY FOCHT

Dated: *May 28*, 2010

WILSON ELSER MOSKOWITZ EDELMAN & DICKER LLP

By: 
RALPH W. ROBINSON
ELEANOR W. KNIGHT
Attorneys for Defendant SOL MELIA, S. A.
dba SOL MELIA HOTELS & RESORTS

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3 **ORDER**

4 The Court having considered the Stipulation of Counsel and GOOD CAUSE APPEARING,
5 hereby Orders as follows:

6 1. That Defendant's motion to dismiss presently set for July 14, 2010, shall be continued to
7 10:30 a.m. on July 21, 2010.

8 2. That the sole issue to be determined on the hearing of the above motion on July 21, 2010,
9 shall be the issue of service and the pleadings shall be directed to that issue. Plaintiff's Opposition shall
10 be filed and served June 30, 2010 and Defendant's Reply shall be filed and served July 7, 2010.

11 3. That, without prejudice to Plaintiff filing a motion to compel jurisdictional depositions,
12 written discovery comprising interrogatories and a demand for documents on jurisdictional issues shall
13 be propounded by Plaintiff and answered by Defendant;

14 4. That a Case Management Conference will be held on July 21, 2010, after the hearing of
15 the service issue at which time the court will give further directions including, but not limited to, setting
16 a hearing date and a briefing schedule for the remainder of the motion to dismiss (jurisdiction and forum
17 non conveniens issues). A joint CMC statement shall be filed by 7/14/10.

18 Dated this day of ~~May~~ June, 2010

19 HON. EDWARD M. CHEN
20 MAGISTRATE

