

REESE RICHMAN LLP, 875 AVENUE OF THE AMERICAS 18TH FLOOR, NEW YORK, NEW YORK 10001

1 **REESE RICHMAN LLP**
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8 *Counsel for Plaintiff and the Proposed Class*

9 **UNITED STATES DISTRICT COURT**
 10 **NORTHERN DISTRICT OF CALIFORNIA**

11 MIRKO CARREA on behalf of himself and
 12 all others similarly situated,
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 14 Plaintiffs,
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 16 v.
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 18 DREYER'S GRAND ICE CREAM, INC.
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 28 Defendant.

Civil No. 10-cv-01044 JSW

**STIPULATION AND ~~PROPOSED~~
 ORDER REGARDING BRIEFING
 SCHEDULE ON DEFENDANT'S
 MOTION TO DISMISS; AS MODIFIED**

Stipulation and ~~Proposed~~ Order Regarding Briefing Schedule on Defendant's Motion to Dismiss
 Case No. 10-cv-01044 JSW

REESE RICHMAN LLP, 875 AVENUE OF THE AMERICAS 18TH FLOOR, NEW YORK, NEW YORK 10001

1 Plaintiff Mirko Carrea (“Plaintiff”) and Defendant Dreyer’s Grand Ice Cream, Inc.
2 (“Defendant”), through their undersigned counsel, hereby agree and stipulate to the following:

3 WHEREAS, Defendant filed a motion to dismiss (“Defendant’s Motion”) on June 14,
4 2010 (Dkt. 16);

5 WHEREAS, the hearing on Defendant’s Motion has been set for August 6, 2010;

6 WHEREAS, on June 15, 2010 the Court entered a briefing schedule setting June 29, 2010
7 for Plaintiff’s opposition to Defendant’s Motion (“Plaintiff’s Opposition”) and July 6, 2010 as
8 the date for Defendant’s reply (“Defendant’s Reply”) (Dkt. 19);

9 WHEREAS, counsel for Plaintiff, Michael Reese, needs additional time to prepare
10 Plaintiff’s Opposition due to prior commitments of Plaintiff’s counsel, including a family matter
11 involving Mr. Reese’s ninety (90) year old grandmother he had to attend to during the week of
12 June 21, 2010;

13 WHEREAS, Plaintiff’s counsel have conferred with Defendant’s counsel, who have
14 agreed to a briefing schedule whereby Plaintiff’s Opposition would be filed on July 12, 2010 and
15 Defendant’s Reply filed on July 23, 2010;

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1 The Parties hereby agree and stipulate to, contingent on the Court's permission, the
2 following:

3 Plaintiff's Opposition is to be filed on ~~July 12~~^{July 6}, 2010; and

4 Defendant's Reply is to be filed on ~~July 23~~^{July 13}, 2010.

5 **AGREED TO AND STIPULATED BY:**

6 **REESE RICHMAN LLP**

7 */s/ Michael R. Reese*

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12 *Counsel for Plaintiff*

13 Dated: June 25, 2010

14 AS MODIFIED ABOVE

15 **SO ORDERED THE 29 OF JUNE, 2010**

6 **HOWREY LLP**

7 */s/ Joanne Lichtman*

8 Joanne Lichtman
550 South Hope Street, Suite 1100
9 Los Angeles, California 90071
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12 *Counsel for Defendant*

13 Dated: June 25, 2010

14 
15 Jeffrey S. White
16 United States District Judge

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