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8 Attorneys for **Defendant,**  
 9 **MID VALLEY LABOR SERVICES, INC.**

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

12 \* \* \*

13 EQUAL EMPLOYMENT OPPORTUNITY )  
 14 COMMISSION, )

Case No.: **CV 10 2560 JCS**

15 Plaintiff,

16 **STIPULATION AND [PROPOSED]**  
 17 **ORDER RE SCHEDULING**

18 vs.

19 MID VALLEY LABOR SERVICES, INC., )

Date: June 17, 2011

20 Defendant.

Time: 1:30 p.m.

Place: Department A

Judge: Magistrate Judge Joseph C. Spero

21 **RECITALS**

22 1. On December 6, 2010, trial counsel for plaintiff Equal Employment Opportunity  
 23 Commission, Cindy O'Hara, and trial counsel for defendant Mid-Valley Labor Services, Inc.,  
 24 Douglas Tucker and Amanda Hebesha, (sometimes referred to herein as "the parties") attended a  
 25 telephonic conference with mediator, Sue Stott (sometimes referred to herein as "the mediator").

26 2. It was determined by the parties and the mediator that in order for successful and  
 27 meaningful mediation the parties would need additional time to conduct discovery and otherwise  
 28 prepare for the mediation in this matter.

3. As a result, the parties and the mediator agreed to move the mediation from late  
 January 2011 to late March or early April 2011.

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1 4. The parties have been in discussion with the mediator and each other concerning a  
2 new date for the mediation. However, despite the parties' best efforts, there is still discovery  
3 outstanding on which the parties are diligently working to complete prior to the mediation. The  
4 parties believe that the outstanding discovery is necessary for a meaningful mediation.

5 5. The parties met and conferred, and were in continual contact with the mediator  
6 regarding a mediation date. The parties tentatively set a mediation in early June, prior to the  
7 further case management conference. However, the parties have not been able to proceed with a  
8 meaningful mediation with the current discovery outstanding.

9 **STIPULATION**

10 **IT IS HEREBY STIPULATED AND AGREED**, by and between for plaintiff Equal  
11 Employment Opportunity Commission and defendant Mid-Valley Labor Services, Inc., through  
12 their respective counsel as follows:

13 6. The mediation in this matter will be moved from June to July 2011.

14 7. As a result of the change in the date of the mediation, the Further Case  
15 Management Conference currently scheduled for June 17, 2011 at 1:30 p.m., shall be continued  
16 60 days.

17 Dated: June 10, 2011.

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18  
19 By: /s/ Douglas Tucker  
20 Douglas Tucker  
21 Attorneys for defendant  
Mid-Valley Labor Services, Inc.

22 Dated: June 10, 2011.

EQUAL EMPLOYMENT OPPORTUNITY  
COMMISSION

23  
24 By: /s/ Cindy O'Hara  
25 Cindy O'Hara  
26 Attorney for plaintiff  
Equal Employment Opportunity  
27 Commission

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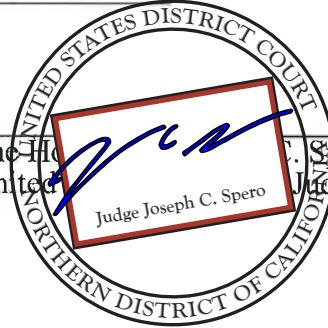
**ORDER**

Upon reading the foregoing Stipulation of the Parties, and good cause appearing therefore, **IT IS HEREBY ORDERED:**

1. The mediation in this matter will be moved from June to July 2011; and
2. The Further Case Management Conference currently scheduled for June 17, 2011, at 1:30 p.m., shall be continued to August 26, 2011 at 1:30 p.m., in Courtroom G, 15th Floor.

Dated: June 13, 2011.

The Honorable Joseph C. Spero  
 United States District Judge

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