

E-Filed 2/14/11

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8
 9 UNITED STATES DISTRICT COURT
 10 NORTHERN DISTRICT OF CALIFORNIA – SAN FRANCISCO DIVISION
 11

12 RYAN GREKO, individually and on
 13 behalf of all others similarly situated,

14 Plaintiffs,

15 v.

16 DIESEL U.S.A., INC., a New York
 corporation; and DOES 1-100, inclusive,

17 Defendant.

Case No. 3:10-CV-02576-RS

**STIPULATED REQUEST FOR ORDER
 CHANGING TIME AND ~~PROPOSED~~
 ORDER AS MODIFIED BY THE COURT**

Class Action

Judge: The Hon. Richard Seeborg
 Courtroom: 3, 17th Floor
 Action Filed: June 10, 2010

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STIPULATION

Subject to the approval of the Court, plaintiff Ryan Greko (“Plaintiff”) and defendant Diesel U.S.A., Inc. (“Defendant”) (Plaintiff and Defendant are referred to hereafter as the “Parties”), through their respective counsel of record hereby stipulate to the following:

WHEREAS, on October 12, 2010, this Court ordered that the hearing for Plaintiff’s Motion for Class Certification take place on February 17, 2011;

WHEREAS, on November 24, 2010, Plaintiff filed a Motion to Change Time, whereby Plaintiff moved this Court for an order setting the date of the hearing of Plaintiff’s Motion for Class Certification back sixty (60) days;

WHEREAS, on December 9, 2010, this Court granted Plaintiff’s Motion to Change Time, and ordered that hearing for Plaintiff’s Motion for Class Certification take place on April 21, 2011;

WHEREAS, lead counsel for Defendant, Harry I. Johnson, III, has a long-scheduled family vacation in the Grand Canyon that conflicts with the current hearing date of Plaintiff’s Motion for Class Certification;

WHEREAS, the Parties have met and conferred and jointly agreed to a one-week extension of the date of the hearing for Plaintiff’s Motion for Class Certification;

WHEREAS, a one-week extension of the date of the hearing for Plaintiff’s Motion for Class Certification will have little or no effect on the remaining schedule of the case;

WHEREAS, counsel for Plaintiff has agreed to Defendant filing this Stipulation with her electronic signature;

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THEREFORE, the Parties hereby submit this Stipulated Request for an Order Changing Time, and request that the Court order the hearing for Plaintiff's Motion for Class Certification take place on ~~April 28, 2011~~, or as soon thereafter according to the Court's convenience. May 5, 2011 at 1:30 p.m.

Dated: February 8, 2011

ARENT FOX LLP

By: /s/ Harry I. Johnson, III
Harry I. Johnson, III
Attorneys for Defendant DIESEL U.S.A.,
INC.


Dated: February 8, 2011

LAW OFFICES OF DANIEL FEDER

By: /s/ Claire Elizabeth Cochran
Claire Elizabeth Cochran
Attorneys for Plaintiff RYAN GREKO

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: 2/14/11



Hon. Richard Seeborg
U.S. District Court Judge