

1 Antonio M. Lawson (No. 140823)
 2 LAWSON LAW OFFICES
 3 160 Franklin Street, Suite 209
 4 Oakland, CA 94607
 Telephone: (510) 419-0940
 Facsimile: (510) 419-0948

5 Gregory J. Mayeda (No. 203509)
 6 THE LAW OFFICES OF GREG MAYEDA
 7 410 Twelfth Street, Suite 325
 8 Oakland, CA 94607
 Telephone: (510) 420-1400
 Facsimile: (510) 291-9694

9 Brad Seligman (No. 83838)
 10 Jocelyn Larkin (No. 110817)
 11 THE IMPACT FUND
 12 125 University Avenue, Suite 102
 Berkeley, CA 94710
 Telephone: (510) 845-3473
 Facsimile: (510) 845-3654

William C. McNeill (No. 64392)
 Claudia Center (No. 158255)
 Jinny Kim (No. 208953)
 THE LEGAL AID SOCIETY –
 EMPLOYMENT LAW CENTER
 600 Harrison Street, Suite 120
 San Francisco, CA 94107
 Telephone: (415) 864-8848
 Facsimile: (415) 864-8199

13 Attorneys for Plaintiffs
 14 *(Additional Counsel on Next Page)*

15 **UNITED STATES DISTRICT COURT**
 16 **NORTHERN DISTRICT OF CALIFORNIA**

17 WILLIAM COOKSON, JUNE ANDRADE,)
 18 SENITA PORCHER, NIYSHA EDWARD,)
 19 DAVID BOTELLO, SANTOS RAY REHMKE)
 and DAVID AXTON on behalf of themselves)
 20 and all others similarly situated,)

21 Plaintiffs,

22 v.

23 NEW UNITED MOTOR MANUFACTURING,)
 24 INC., TOYOTA MOTOR CORPORATION, and)
 25 TOYOTA MOTOR SALES, U.S.A., INC.)

26 Defendants.
 27)
 28)

CLASS ACTION
 Case No. C10-02931 CRB
STIPULATION AND [PROPOSED] ORDER
TO STAY FRCP 26(F) CONFERENCE,
INITIAL DISCLOSURES, AND DISCOVERY
PLAN; AND CONTINUE MOTION TO
DISMISS HEARING AND CASE
MANAGEMENT CONFERENCE

[Hon. Charles R. Breyer]

STIPULATION AND [PROPOSED] ORDER
 Case No. C10-02931 CRB

1 M. KIRBY C. WILCOX (Cal. State Bar No. 78576)
JEFFREY D. WOHL (Cal. State Bar No. 96838)
2 KATHERINE C. HUIBONHOA (Cal. State Bar No. 207648)
3 PAUL, HASTINGS, JANOFSKY & WALKER LLP
4 55 Second Street, 24th Floor
San Francisco, California 94105-3441
Telephone: (415) 856-7000
5 Facsimile: (415) 856-7100
jeffwohl@paulhastings.com
6 kathyhuibonhoa@paulhastings.com

7 Attorneys for Defendant
8 New United Motor Manufacturing, Inc.

9
10 GEORGE A. STOHNER (Cal. State Bar No. 214508)
CLIFFORD D. SETHNESS (Cal. State Bar No. 212975)
11 MORGAN LEWIS & BOCKIUS LLP
12 300 South Grand Avenue, Twenty-Second Floor
Los Angeles, CA 90071
13 Tele: (213) 612-2500
Fax: (213) 612-2501

14 L. JULIUS M. TURMAN (Cal. State Bar No. 226126)
15 STEVEN K. GANOTIS (Cal. State Bar No. 234252)
MORGAN LEWIS & BOCKIUS LLP
16 One Market Plaza, Spear Street Tower
San Francisco, CA 94105
17 Tele: (415) 442-1000
18 Fax: (415) 442-1001

19 Attorneys for Defendants
20 TOYOTA MOTOR CORPORATION and
TOYOTA MOTOR SALES, U.S.A., INC.

1 WHEREAS the parties are participating in an early mediation in this action with the
2 Honorable Edward A. Panelli (Ret.) and have attended a private mediation session with Justice
3 Panelli on November 2, 2010;

4 WHEREAS the parties would like to focus their resources and efforts on the ongoing
5 settlement process;

6 WHEREAS the Motions to Dismiss and the Case Management Conference are currently set
7 for hearing on December 3, 2010;

8 IT IS HEREBY STIPULATED, SUBJECT TO APPROVAL BY THE COURT, THAT:

9 1. The initial conference of the parties as required by Federal Rule of Civil Procedure
10 26(f) and related deadlines, including the discovery plan described in Federal Rule of Civil
11 Procedure 26(f)(3), initial disclosures described in Federal Rule of Civil Procedure 26(a)(1)(A), and
12 joint case management conference statement described in Civil Local Rule 16-9, shall be deferred
13 until an appropriate date following the settlement process, to be determined jointly by the parties,
14 with the Court's approval;

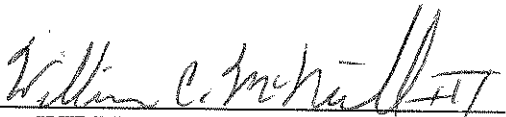
15 2. The hearing and remaining briefing schedule on the Motions to Dismiss shall be
16 modified as follows:

17 Event	Current Due Date	Proposed Due Date
18 Opposition	November 3, 2010	December 23, 2010
19 Reply	November 19, 2010	January 7, 2011
20 Hearing	December 3, 2010	January 21, 2011

21
22 3. The Initial Case Management Conference shall be continued to the date of the hearing
23 on the Motions to Dismiss, i.e., January 21, 2011.

1 DATED: November 5, 2010

LAWSON LAW OFFICE
LAW OFFICES OF GREG MAYEDA
THE IMPACT FUND
THE LEGAL AID SOCIETY-EMPLOYMENT LAW
CENTER

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6 BY: 
WILLIAM C. MCNEILL
Attorneys for Plaintiffs

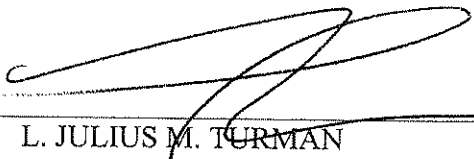
8 DATED: November 5, 2010

PAUL, HASTINGS, JANOFSKY & WALKER LLP

9
10
11 BY: _____
KATHERINE C. HUIBONHOA
Attorneys for Defendant
NEW UNITED MOTOR
MANUFACTURING, INC.

14 DATED: November 5, 2010

MORGAN, LEWIS & BOCKIUS LLP

15
16 BY: 
L. JULIUS M. TURMAN
Attorneys for Defendants
TOYOTA MOTOR CORPORATION and
TOYOTA MOTOR SALES, U.S.A., INC.


1 DATED: November 5, 2010

LAWSON LAW OFFICE
LAW OFFICES OF GREG MAYEDA
THE IMPACT FUND
THE LEGAL AID SOCIETY-EMPLOYMENT LAW
CENTER

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5
6 BY: _____
WILLIAM C. MCNEILL
Attorneys for Plaintiffs

7
8 DATED: November 5, 2010

PAUL, HASTINGS, JANOFSKY & WALKER LLP

9
10
11 BY: 
KATHERINE C. HUIBONHOA
Attorneys for Defendant
NEW UNITED MOTOR
MANUFACTURING, INC.

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14 DATED: November 5, 2010

MORGAN, LEWIS & BOCKIUS LLP

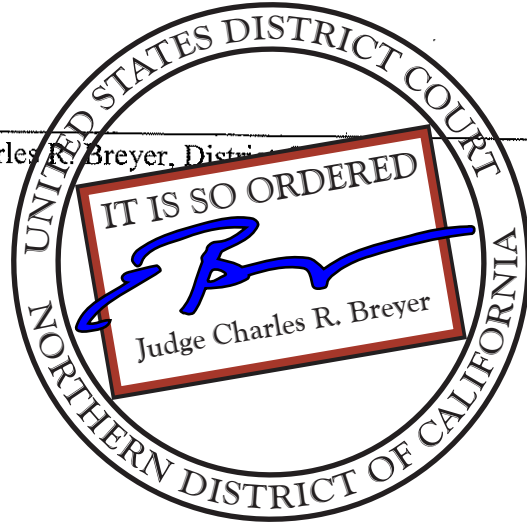
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17 BY: _____
L. JULIUS M. TURMAN
Attorneys for Defendants
TOYOTA MOTOR CORPORATION and
TOYOTA MOTOR SALES, U.S.A., INC.

ORDER

Pursuant to stipulation, it is so ordered.

Dated: November 9, 2010

Charles R. Breyer, District Judge



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