

1 WILLIAM J. FLYNN (STATE BAR NO. 095371)
 EILEEN M. BISSEN (STATE BAR NO. 245821)
 2 ebissen@neyhartlaw.com
 NEYHART, ANDERSON, FLYNN & GROSBOLL, APC
 3 44 Montgomery Street, Suite 2080
 San Francisco, CA 94104-6702
 4 Telephone: (415) 677-9440
 Facsimile: (415) 677-9445
 5

Attorney for Plaintiffs
 6 FRANCESCA JOHNSON AND WANDA DROUILLARD

7 TIMOTHY J. LONG (STATE BAR NO. 137591)
 tjlong@orrick.com
 8 ORRICK, HERRINGTON & SUTCLIFFE LLP
 777 South Figueroa Street
 9 Suite 3200
 Los Angeles, California 90017
 10 Telephone: (213) 629-2020
 Facsimile: (213) 612-2499
 11

MICHAEL D. WEIL (STATE BAR NO. 209056)
 12 mweil@orrick.com
 ORRICK, HERRINGTON & SUTCLIFFE LLP
 13 The Orrick Building
 405 Howard Street
 14 San Francisco, CA 94105-2669
 Telephone: (415) 773-5700
 15 Facsimile: (415) 773-5759

16 Attorneys for Defendants
 CVS PHARMACY, INC. AND CVS RX SERVICES, INC.
 17

18 UNITED STATES DISTRICT COURT
 19
 20 NORTHERN DISTRICT OF CALIFORNIA

21 FRANCESCA JOHNSON and WANDA
 22 DROUILLARD,
 23 Plaintiffs,
 24 v.
 25 CVS PHARMACY, INC., a Rhode Island
 corporation; CVS RX SERVICES, INC., a
 26 New York corporation; and DOES I through
 X, inclusive,
 27 Defendants.
 28

CASE NO. 10-CV-03232 WHA
**STIPULATION AND ~~PROPOSED~~
 ORDER EXTENDING TIME TO
 COMPLETE MEDIATION**
 [ADR LOCAL RULE 6-5]

1 This Stipulation is entered into by Plaintiffs Franchesca Johnson and Wanda Drouillard
2 (collectively "Plaintiffs") and Defendants CVS Pharmacy, Inc. and CVS RX Services, Inc.
3 (collectively "Defendants").
4

5 WHEREAS, on October 27, 2010, this Court entered an Order referring this case to
6 mediation, and the deadline for completing that mediation was set for January 25, 2011;

7 WHEREAS, on November 5, 2010, the ADR unit appointed Patricia J. Kenney as
8 mediator;

9 WHEREAS, on November 23, 2010, counsel for Plaintiffs and Defendants had a
10 teleconference with Patricia J. Kenney to discuss scheduling of the mediation in this case;

11 WHEREAS, Plaintiffs and Defendants were unable to schedule a mediation prior to the
12 January 25, 2011 deadline, but did tentatively schedule a mediation for February 1, 2011, subject
13 to this Court's approval;
14

15 WHEREAS, due to scheduling conflicts, Plaintiffs and Defendants agree that they need an
16 additional 30 days to schedule and complete mediation;
17

18 NOW, THEREFORE, Plaintiffs and Defendants desire and hereby stipulate that Plaintiffs
19 and Defendants shall have until, and including, February 24, 2011 to complete mediation.
20

21 **IT IS SO STIPULATED.**
22
23
24
25
26
27
28

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Dated: December 3, 2010

WILLIAM FLYNN
EILEEN BISSEN
NEYHART, ANDERSON, FLYNN &
GROSBALL, APC

/S/

EILEEN BISSEN
Attorneys for Plaintiffs

Dated: December 3, 2010

TIMOTHY J. LONG
MICHAEL D. WEIL
Orrick, Herrington & Sutcliffe LLP

/S/

MICHAEL D. WEIL
Attorneys for Defendants

I hereby attest that the concurrence in the filing of this document has been obtained from
Michael D. Weil, Attorney for Defendants.

/s/ *Eileen M. Bissen*

Eileen M. Bissen

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

PROPOSED ORDER

Having reviewed the stipulation of Franchesca Johnson and Wanda Drouillard (collectively "Plaintiffs") and Defendants CVS Pharmacy, Inc. and CVS RX Services, Inc. (collectively "Defendants"), and good cause appearing,

IT IS HEREBY ORDERED THAT Plaintiffs and Defendants shall have until, and including, February 24, 2011 to complete mediation.

Dated: December 6, 2010.



Honorable William Alsup
DISTRICT COURT JUDGE