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 STARCON INTERNATIONAL, INC.

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

13 DANIEL MARTIN and ROBEL KELLY,
 individually and on behalf of all others
 14 similarly situated,

15 Plaintiffs,

16 v.

17 STARCON INTERNATIONAL, INC.; and
 DOES 1 through 10, inclusive,
 18 Defendant.
 19

Case No. 10-CV-03676 RS

**UPDATED JOINT STIPULATION AND
~~[PROPOSED]~~ ORDER CONTINUING CASE
 MANAGEMENT CONFERENCE AND
 STAYING LAWSUIT PENDING
 COMPLETION OF MEDIATION
 AS MODIFIED BY THE COURT**

Date: March 31, 2011
 Time: 10:00 a.m.
 Courtroom: Three (17th Floor)

Complaint Filed: April 20, 2010
 1st Am. Complaint Filed: July 15, 2010

1 WHEREAS, on December 3, 2010, Plaintiffs Daniel Martin, et al. and Defendant
2 STARCON International, Inc. (collectively referred to herein as the “parties”) stipulated to seek a
3 stay of the above-captioned lawsuit in its entirety in an effort to conserve the resources of both the
4 Court and the parties pending the completion of mediation;

5 WHEREAS, the parties likewise agreed that their December 9, 2010 Case
6 Management Conference would be reset following the completion of mediation, if necessary;

7 WHEREAS, the parties’ December 3, 2010 stipulation indicated that the parties
8 would voluntarily mediate this lawsuit before mediator Mark S. Rudy, Esq. on March 15, 2011;

9 WHEREAS, this Court entered an Order approving the parties’ stipulation on
10 December 3, 2010;

11 WHEREAS, consistent with the stipulation, this Court continued the parties’
12 December 9, 2010 Case Management Conference to March 31, 2011; and

13 WHEREAS, the parties have since agreed to postpone the scheduled March 15, 2011
14 mediation until May 23, 2011;

15 THEREFORE, the parties stipulate and agree as follows:

16 1. The above-captioned lawsuit shall remain stayed, in its entirety, pending
17 completion of the May 23, 2011 mediation;

18 2. The Court’s ruling on Plaintiffs’ motion to remand shall remain stayed
19 pending completion of mediation;

20 3. The parties’ December 2, 2010 deadline to serve initial disclosures shall
21 remain stayed pending completion of mediation;

22 4. The March 31, 2011 Case Management Conference shall be continued to June
23 8, 2011, or a date thereafter convenient for this Court; and

24 5. The parties will submit an update to the Court within 10 days of after the
25 completion of the mediation session.

26 IT IS SO STIPULATED.
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1 Dated: March 18, 2011

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/s/ Michelle R. Barrett

MICHELLE R. BARRETT

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LITTLER MENDELSON

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A Professional Corporation

Attorneys for Defendant

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STARCON INTERNATIONAL, INC.

Dated: March 18, 2011

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/s/ Eric A. Grover

ERIC A. GROVER

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KELLER GROVER LLP

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Attorneys for Plaintiffs

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DANIEL MARTIN, et al.

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ORDER

Based upon the joint stipulation of all parties in the above-captioned case, and good cause appearing, it is hereby ordered that the case remain stayed, in its entirety, pending the parties' completion of mediation. Specifically, this Court's ruling on Plaintiffs' motion to remand shall remain stayed pending completion of mediation scheduled on May 23, 2011; the parties' December 2, 2010 deadline to serve initial disclosures shall remain stayed pending completion of mediation; and the parties' March 31, 2011 Case Management Conference shall be continued to ~~June 8,~~ June 9, 2011, or a date thereafter convenient for this Court, if necessary. The parties will submit a status update to this Court within 10 days of the completion of the mediation session.

IT IS SO ORDERED.

DATED: 3/21/11



**JUDGE OF THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**