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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

JULIE CARLSON and ROBERT STARK,
 on behalf of themselves and all others
 similarly situated,

Plaintiff,

vs.

ANKA BEHAVIORAL HEALTH, INC., a
 California Corporation,

Defendant.

CASE NO. C-10-03914 TEH

E-FILING

**NOTICE OF PROPOSED SETTLEMENT
 AND STIPULATION TO VACATE THE
 OCTOBER 1, 2012 CMC**

Judge: Honorable Thelton E. Henderson

TO THE COURT, PARTIES, AND THEIR ATTORNEY(S) OF RECORD HEREIN:

IT IS HEREBY STIPULATED by and between Defendant ANKA BEHAVIORAL HEALTH, INC. and Plaintiffs JULIE CARLSON and ROBERT STARK (collectively referred to herein as “the Parties”), by and through their respective counsel of record, that the Case Management Conference set for October 1, 2012 at 1:30 p.m. be vacated as the Parties have finalized a Proposed Settlement Agreement (the “Agreement”).

Pursuant to the Case Management Conference Minutes from October 24, 2011, the Parties were assigned a special master to resolve discovery disputes and referred to Magistrate Judge

C-10-03914 TEH

NOTICE OF PROPOSED SETTLEMENT/STIPULATION TO VACATE 10/1/12 CMC

Joseph C. Spero for a settlement conference. The settlement conference with Judge Spero was held on July 31, 2012, at which time the Parties reached a preliminary agreement regarding settlement terms. On September 24, 2012 the Parties submitted a finalized version of the Agreement to Judge Spero. Plaintiffs are currently drafting their Motion for Preliminary Approval of Class Settlement Agreement and will submit this motion promptly.

IT IS SO STIPULATED.

Respectfully submitted,

DATED: September 27, 2012

LEWIS BRISBOIS BISGAARD & SMITH LLP

By _____/s/_____
Charles O. Thompson
Nicole A. Bolson
Natalja M. Fulton
Attorneys for Defendant
Anka Behavioral Health, Inc.

DATED: September 27, 2012

MALLISON & MARTINEZ

By _____/s/_____
Stan S. Mallison
Joseph D. Sutton
Attorneys for Plaintiffs
Julie Carlson and Robert Stark

IT IS SO ORDERED.

PURSUANT TO STIPULATION OF THE PARTIES, the Case Management Conference set for October 1, 2012 is vacated, as the Parties will be appearing shortly before the Court for the Preliminary Approval of Class Settlement.

DATED: 09/28, 2012

Honorable
UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
in and for the County of Santa Clara
JUDGE
L. HENDERSON

