

1 THE GRAVES FIRM
2 ALLEN GRAVES (SB# 204580)
E-mail: allen@gravesfirm.com
3 ELIZABETH SULLIVAN (SB# 212482)
4 E-mail: liz@gravesfirm.com
790 E. Colorado Blvd., 9th Floor
5 Pasadena, CA 91101
6 Telephone: (626) 240-0575
Facsimile: (626) 737-7013

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8 Attorney for Plaintiff
Jim Swain

9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA
11

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13
14 Jim Swain,

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16 Plaintiff,

17 v.

18 Ryder Integrated Logistics, Inc. and
19 DOES 1 through 10, inclusive,

20 Defendants.
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CASE NO. 3:10-cv-04192-BZ

**JOINT STIPULATION AND
~~PROPOSED~~ ORDER TO EXTEND
DEADLINE TO REMAND**

1 Pursuant to 28 USC § 1447(C), the only parties that have appeared in this
2 action, Plaintiff Jim Swain (“Plaintiff”) and Defendant Ryder Integrated Logistics,
3 Inc. (“Defendant”) – through their respective counsel – hereby jointly stipulate and
4 request that the deadline for a motion to remand the instant case on the basis of any
5 defect other than lack of subject matter jurisdiction be extended by 60 days.

6 This stipulation is made and entered into by the parties on the following
7 basis:

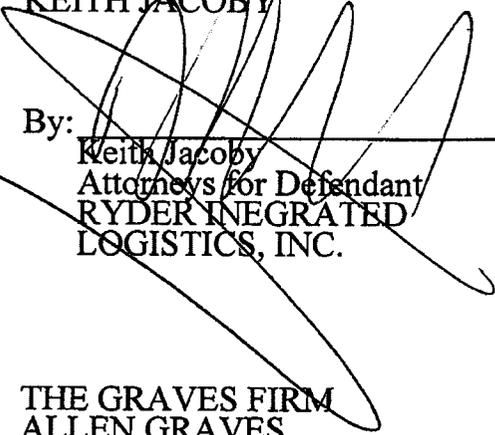
- 8 1. The parties have agreed to mediate this case through a private
9 mediator and to conduct certain discovery in conjunction with that
10 mediation.
- 11
12 2. The requested extension is necessary to coordinate the schedules of
13 both counsel, and allow the parties to draft a stipulation that will
14 control pre-mediation discovery, set forth the date of the mediation,
15 and set such deadlines as are necessary to give effect to the parties’
16 desire to mediate.
- 17
18 3. Neither party previously has requested any continuance of any
19 deadline.
- 20

21 **IT IS HEREBY STIPULATED:**

22 The parties stipulate and respectfully request the Court order as follows:
23 The deadline for a motion to remand the instant case on the basis of any defect
24 other than lack of subject matter jurisdiction be extended by 60 days.

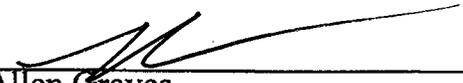
1 DATED: October 14, 2010

LITTLER MENDELSON
MICHELLE HEVERLY
KEITH JACOBY

2
3
4 By: 
5 Keith Jacoby
6 Attorneys for Defendant
7 RYDER INTEGRATED
8 LOGISTICS, INC.

9 DATED: October 14, 2010

THE GRAVES FIRM
ALLEN GRAVES

10
11 By: 
12 Allen Graves
13 Attorneys for Plaintiff
14 JIM SWAIN

15 ORDER

16
17 It is so ordered.

18
19 DATED: October 21, 2010

20 By:

