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 8 UNITED STATES DISTRICT COURT
 9 NORTHERN DISTRICT OF CALIFORNIA

10
 11 U.S. EQUAL EMPLOYMENT
 OPPORTUNITY COMMISSION,

12 Plaintiff,

13 v.

14 CVS CAREMARK CORP.; AND LONGS
 15 DRUG STORES CALIFORNIA, LLC.,

16 Defendant.

Case No. C 10-04384 RS

**STIPULATION CONTINUING DUE
 DATE FOR DEFENDANTS'
 ANSWER AND DATES LISTED IN
 ORDER SETTING INITIAL CASE
 MANAGEMENT CONFERENCE
 AND ADR DEADLINES**

17
 18 Pursuant to Civil Local Rule 6-2, Plaintiff U.S. Equal Employment Opportunity
 19 Commission ("EEOC") and Defendants CVS Caremark Corp. ("CVS") and Longs Drug Stores
 20 California, LLC ("Longs") (collectively "Defendants"), by and through their respective counsel
 21 of record, hereby submit this Stipulation and Proposed Order seeking a continuance of the due
 22 date for Defendants' Answer and the dates originally set forth on the Order Setting Initial Case
 23 Management Conference and ADR Deadlines dated September 29, 2010.

24 WHEREAS, Defendants' Answer is due on December 13, 2010;

25 WHEREAS, the last day to meet and confer regarding initial disclosures, early settlement,
 26 ADR process selection, and discovery plan is December 16, 2010;

27 WHEREAS, the ADR Certification signed by Parties and Counsel is due to be filed with

1 the Court on December 16, 2010;

2 WHEREAS, the Stipulation to ADR Process or Notice of Need for ADR Phone
3 Conference is due to be filed with the Court on December 16, 2010;

4 WHEREAS, the last day to file the Rule 26(f) Report, complete initial disclosures or state
5 objections in the Rule 26(f) Report, and file the Case Management Statement is December 30,
6 2010;

7 WHEREAS, the Initial Case Management Conference is scheduled for January 6, 2011;

8 WHEREAS, the parties are engaged in direct, informal communications about the
9 possibility of resolving this case;

10 WHEREAS, the parties agree that, if they are required to spend a significant amount of
11 time engaging in initial disclosures, preparing for the case management conference or other
12 substantive proceedings, then the chances of the parties settling this case at an early stage will be
13 put in jeopardy;

14 WHEREAS, the parties jointly request time to allow their informal settlement efforts to
15 run their course before having to engage in substantive discovery and activity in this case;

16 WHEREAS, counsel for the EEOC and counsel for Defendants have prior obligations that
17 conflict with the above dates;

18 WHEREAS, counsel for the EEOC will be unavailable from January 5 through January
19 11, 2011;

20 WHEREAS, the parties do not object to the time modifications set forth below;

21 WHEREAS, counsel for both parties do not believe that the time modifications will cause
22 any problems or difficulties with respect to the case;

23 WHEREAS, there have been no previous time modifications in this case; and

24 WHEREAS, the requested time modifications would not significantly affect the schedule
25 for this case;

26 THEREFORE, IT IS HEREBY STIPULATED AND AGREED THAT:

27 (1) The due date for Defendants' Answer be continued until February 1, 2011;

1 (2) The last day to meet and confer regarding initial disclosures, early settlement, ADR
2 process selection, and discovery plan be continued until February 3, 2011;

3 (3) The due date to file the ADR Certification signed by Parties and Counsel be continued
4 until February 3, 2011;

5 (4) The due date to file the Stipulation to ADR Process or Notice of Need for ADR Phone
6 Conference be continued until February 3, 2011;

7 (5) The last day to file the Rule 26(f) Report, complete initial disclosures or state
8 objections in the Rule 26(f) Report, and file the Case Management Statement be continued until
9 February 17, 2011; and

10 (6) The Initial Case Management Conference be continued until February 24, 2011.

11 IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.

12 Dated: December 10, 2010

GARY R. SINISCALCO
MICHAEL D. WEIL
Orrick, Herrington & Sutcliffe LLP

13
14
15 /s/

16 _____
MICHAEL D. WEIL
Attorneys for Defendants

17 Dated: December 10, 2010

JONATHAN T. PECK
EQUAL EMPLOYMENT OPPORTUNITY
COMMISSION

18
19 /s/

20 _____
JONATHAN T. PECK
Attorney for Plaintiffs

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23 I hereby attest that the concurrence in the filing of this document has been obtained from
24 Jonathan T. Peck, Attorney for Plaintiff, Equal Employment Opportunity Commission.

25
26 /s/

27 _____
Michael D. Weil

1 **ORDER**

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3 On reading the Stipulation of the parties, and for good cause shown,

4 IT IS HEREBY ORDERED THAT:

5 (1) The due date for Defendants' Answer is continued until February 1, 2011;

6 (2) The last day to meet and confer regarding initial disclosures, early settlement, ADR
7 process selection, and discovery plan is continued until February 3, 2011;

8 (3) The due date to file the ADR Certification signed by Parties and Counsel is continued
9 until February 3, 2011;

10 (4) The due date to file the Stipulation to ADR Process or Notice of Need for ADR Phone
11 Conference is continued until February 3, 2011;

12 (5) The last day to file the Rule 26(f) Report, complete initial disclosures or state
13 objections in the Rule 26(f) Report, and file the Case Management Statement is continued until
14 February 17, 2011; and

15 (5) The Initial Case Management Conference is continued until February 24, 2011.

16 PURSUANT TO STIPULATION, IT IS SO ORDERED.

17 Dated: December 13, 2010

18 

19 RICHARD SEEBORG
20 U.S. DISTRICT COURT JUDGE