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 C&H SUGAR COMPANY, INC. and
 14 AMERICAN SUGAR REFINING, INC.

15 **UNITED STATES DISTRICT COURT**
 16 **NORTHERN DISTRICT OF CALIFORNIA**
 17 **SAN FRANCISCO DIVISION**

19 DAVID REY,

20 Plaintiff,

21 v.

22 C&H SUGAR COMPANY, INC., a Delaware
 Corporation, AMERICAN SUGAR
 23 REFINING, INC., a Delaware Corporation,
 and DOES 1-100, inclusive,

24 Defendant.

CASE NO. CV 10-01970 SI

**STIPULATION AND ~~[PROPOSED]~~
 ORDER TO CONTINUE PRE-TRIAL
 CONFERENCE**

27 The parties hereby stipulate and agree as follows:

28 WHEREAS; at the hearing on Defendants' motion for summary judgment on October 5,

1 2012, the Court continued the trial date in this matter to January 22, 2013, the same date as the
2 trial date currently set in the matter of *Leatherbury v. C&H Sugar, et al.*, C-10-01969 SI, and
3 informed the parties that they should choose which of the two cases would go to trial on January
4 22, 2013;

5 WHEREAS; the parties have jointly agreed that the *Rey* matter should proceed to trial
6 on January 22, 2012;

7 WHEREAS; the parties are awaiting a ruling on Defendants' summary judgment motion
8 in this matter, and wish as much as possible to avoid unnecessary trial preparation in the event
9 Defendants' motion for summary judgment is granted;

10 WHEREAS; the parties do not at this time wish to continue the trial date of January 22,
11 2013;

12 THE PARTIES HEREBY AGREE AND REQUEST a continuance of the Pretrial
13 Conference and related dates as follows:

- 14 • Joint Pretrial Conference Statement due: December 18, 2012;
- 15 • Pretrial Conference date: January 1, 2013;

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DATED: November 26, 2012

GEONETTA & FRUCHT, LLP

By: /s/ Kenneth N. Frucht
Kenneth N. Frucht, Esq.
Frederick J. Geonetta, Esq.
Attorneys for Plaintiffs
DAVID REY

DATED: November 26, 2012

EPSTEIN BECKER & GREEN, P.C.

By: /s/ Matthew A. Goodin
Steven R. Blackburn
Matthew A. Goodin

Attorneys for Defendants,
C&H SUGAR COMPANY, INC. and
AMERICAN SUGAR REFINING, INC.

[PROPOSED] ORDER

IT IS HEREBY ORDERED that the pre-trial dates are continued as follows:

- Joint Pretrial Conference Statement due: December 18, 2012;
- Pretrial Conference date: January ~~7~~¹³, 2013; at 3:30 p.,m.

PURSUANT TO THE STIPULATION, IT IS SO ORDERED.

Date: 11/27/12


JUDGE OF THE DISTRICT COURT