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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

TETSUO AKAOSUGI, HIEU NGUYEN,  
on behalf of themselves and all others  
similarly situated,

Plaintiffs,

v.

BENIHANA, INC., dba BENIHANA  
NATIONAL CORPORATION, and  
DOES 1 through 50,

Defendants.

CASE NO. 3:11-CV-01272 WHA

**JOINT STIPULATION AND ~~PROPOSED~~  
ORDER EXTENDING DEADLINE FOR  
PLAINTIFFS TO FILE FIRST AMENDED  
COMPLAINT**

Firmwide:103503229.1 062447.1005

LITTLER MENDELSON  
A PROFESSIONAL CORPORATION  
650 California Street  
20th Floor  
San Francisco, CA 94108.2693  
415.433.1940

CASE NO. 3:11-CV-01272 WHA

STIPULATION & ORDER RE AMENDED COMPLAINT

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WHEREAS the Court has issued a Case Management Order giving Plaintiffs until August 31, 2011 to file a First Amended Complaint;

WHEREAS Plaintiffs served discovery requests to evaluate a potential amendment to the Complaint;

AND WHEREAS Defendants request additional time in which to respond to outstanding discovery requests served by Plaintiffs;

IT IS HEREBY STIPULATED, by and between the parties hereto, through their respective counsel, that the deadline for Plaintiffs to file a First Amended Complaint be extended from Wednesday August 31, 2011 to Friday September 16, 2011.

SO STIPULATED

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DATED: 8/26/2010

/s/Lindsay Nako  
DANIEL FEINBERG  
LINDSAY NAKO  
LEWIS, FEINBERG, LEE, RENAKER &  
JACKSON, P.C.

Attorneys for Plaintiffs  
TETSUO AKAOSUGI and HIEU NGUYEN

DATED: 8/26/2010

/s/Kevin R. Allen  
BRAD YAMAUCHI  
KEVIN R. ALLEN  
MINAMI TAMAKI LLP

Attorneys for Plaintiffs  
TETSUO AKAOSUGI and HIEU NGUYEN

DATED: 8/26/2010

/s/Lucas V. Munoz  
MARGARET HART EDWARDS  
ROBERT L. ZALETEL  
CONSTANCE E. NORTON  
LUCAS V. MUNOZ  
LITTLER MENDELSON  
A Professional Corporation

Attorneys for Defendant  
BENIHANA NATIONAL CORP.

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**PROPOSED ORDER**

The parties having stipulated, IT IS SO ORDERED.

DATED: August 29, 2011.



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WILLIAM H. ALSUP  
DISTRICT COURT JUDGE