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7 Attorneys for Defendant
 8 SLM CORPORATION

9 **UNITED STATES DISTRICT COURT**
 10 **NORTHERN DISTRICT OF CALIFORNIA**

11	TINA M. UBALDI, on behalf of herself and all	)	Case No. 3:11-cv-01320 EDL
12	others similarly situated,)	
)	
13	Plaintiff,	)	STIPULATION AND [PROPOSED]
		)	ORDER CONTINUING HEARING AND
14	v.	)	BRIEFING SCHEDULE ON MOTION TO
		)	DISMISS, STAYING DISCOVERY AND
15	SLM CORPORATION, d/b/a SALLIE MAE,	)	CONTINUING CASE MANAGEMENT
16	INC., d/b/a/ SALLIE MAE SERVICING, a	)	CONFERENCE AS MODIFIED
	Delaware corporation,)	
		)	[Local Rule 6-1(a)]
17	Defendant.)	
)	
18		)	[Declaration of David W. Moon filed
		)	concurrently]
19)	
20)	

21 WHEREAS, on May 27, 2011, defendant SLM Corporation filed a Motion to Dismiss,
 22 which is set for hearing on July 12, 2011;

23 WHEREAS, due to scheduling conflicts with the current hearing date and briefing schedule,
 24 the parties have agreed to continue the hearing on the Motion to Dismiss and to adjust the briefing
 25 schedule accordingly;

1 WHEREAS, to conserve judicial resources, the parties have further agreed to stay discovery
2 and other proceedings until after the hearing on the Motion to Dismiss;

3 WHEREAS, a Case Management Conference is currently set for June 27, 2011;

4 WHEREAS, this Stipulation is made in good faith and not for purposes of delay; and

5 WHEREAS, good cause exists for the foregoing modifications to the case schedule because
6 it would promote judicial efficiency to stay discovery and to continue the Case Management
7 Conference and the parties' submission of their Joint Case Management Statement until after the
8 hearing on the motion to dismiss.

9 IT IS HEREBY STIPULATED by and between the parties, through their respective counsel
10 of record, as follows:

11 (a) The hearing on the Motion to Dismiss shall be continued to September 20, 2011 at
12 9:00 a.m. in Courtroom E;

13 (b) Plaintiff's Opposition to the Motion shall be filed and served by August 30, 2011,
14 and defendant's Reply shall be filed and served by September 6, 2011;

15 (c) Pending a ruling on the Motion to Dismiss, all discovery shall be stayed;

16 (d) The Case Management Conference set for June 27, 2011 shall be continued to
17 10:00 a.m.
18 November 22, 2011 at ~~3:00 p.m.~~ in Courtroom E; and

19 (e) The parties shall complete initial disclosures or state their objections and file their
20 Rule 26(f) Report and Joint Case Management Statement on or before November 15, 2011.

21 Dated: June 14, 2011

STROOCK & STROOCK & LAVAN LLP
JULIA B. STRICKLAND
LISA M. SIMONETTI
DAVID W. MOON

23 By: /s/ David W. Moon
24 David W. Moon

25 Attorneys for Defendant
26 SLM CORPORATION

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Dated: June 14, 2011

LAW OFFICES OF JANET LINDNER SPIELBERG
JANET LINDNER SPIELBERG

By: /s/ Janet Lindner Spielberg
Janet Lindner Spielberg

Attorneys for Plaintiff
TINA M. UBALDI

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[PROPOSED] ORDER

PURSUANT TO THE STIPULATION, IT IS SO ORDERED.

Dated: June 15, 2011



CERTIFICATION

I hereby certify that, on June 14, 2011, copies of the foregoing **STIPULATION CONTINUING HEARING AND BRIEFING SCHEDULE ON MOTION TO DISMISS, STAYING DISCOVERY AND CONTINUING CASE MANAGEMENT CONFERENCE** were filed electronically and served by U.S. Mail on anyone unable to accept electronic filing. Notice of this filing will be sent by e-mail to all parties by operation of the court's electronic filing system or by facsimile to anyone unable to accept electronic filing as indicated on the Notice of Electronic Filing. Parties may access this filing through the court's EM/ECF System.

By: /s/ Joseph A. Escarez
Joseph A. Escarez

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