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13 Attorneys for Defendant  
 14 SLM CORPORATION

15 **UNITED STATES DISTRICT COURT**  
 16 **NORTHERN DISTRICT OF CALIFORNIA**

17 TINA M. UBALDI, on behalf of herself and all )	Case No. 3:11-cv-01320 EDL
18 others similarly situated, )	
19 )	
20 Plaintiff, )	<b>STIPULATION AND <del>PROPOSED</del></b>
21 )	<b>ORDER CONTINUING CASE</b>
22 v. )	<b>MANAGEMENT CONFERENCE AND</b>
23 )	<b>SUBMISSION OF JOINT CASE</b>
24 SLM CORPORATION, d/b/a SALLIE MAE, )	<b>MANAGEMENT STATEMENT</b>
25 INC., d/b/a/ SALLIE MAE SERVICING, a )	
26 Delaware corporation, )	[Local Rule 6-1(a)]
27 )	
28 Defendant. )	[Declaration of Lisa M. Simonetti filed
)	concurrently]
)	
)	
)	

29 WHEREAS, on October 7, 2011, defendant SLM Corporation filed a Motion to Dismiss  
 30 Plaintiff's First Amended Complaint for failure to state a claim pursuant to Fed. R. Civ. P.  
 31 12(b)(6), which was heard on December 13, 2011;

32 WHEREAS, a ruling on the pending Motion to Dismiss has not been entered;

33 WHEREAS, pursuant to the Stipulation and Amended Order Continuing Case Management  
 34 Conference and Submission of Joint Case Management Statement filed on November 14, 2011 (the  
 35 "November Stipulation"), a Case Management Conference is currently set for January 31, 2012;

1           WHEREAS, since the Motion to Dismiss remains pending, and it potentially is dispositive,  
2 the parties ask the Court for a continuance of the Case Management Conference;

3           WHEREAS, there has been one prior continuance of the Case Management Conference  
4 (Doc. No. 35);

5           WHEREAS, there have been three other prior extensions of time, one granting Defendant  
6 additional time to respond to Plaintiff's Complaint (Doc. 8) and two continuing the hearing on  
7 Defendant's motion to dismiss and granting the parties additional time to file briefs (Doc. Nos. 22  
8 and 32); and

9           WHEREAS, this Stipulation is made in good faith and not for purposes of delay.

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

12                   (a)     The Case Management Conference set for January 31, 2012 shall be  
13 continued to March 22, 2012 at 10:00 a.m. in Courtroom E;

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