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6 Attorneys for Defendant

Attorneys for Plaintiffs

7  
 8 UNITED STATES DISTRICT COURT  
 9 NORTHERN DISTRICT OF CALIFORNIA

11 SAN FRANCISCO CULINARY,  
 BARTENDERS AND SERVICE  
 12 EMPLOYEES WELFARE FUND, SAN  
 FRANCISCO CULINARY,  
 13 BARTENDERS AND SERVICE  
 EMPLOYEES PENSION FUND, SAN  
 14 FRANCISCO CULINARY,  
 BARTENDERS AND SERVICE  
 15 EMPLOYEES LEGAL SERVICES FUND,  
 SAN FRANCISCO HOTEL-  
 16 RESTAURANT LABOR MANAGEMENT  
 EDUCATION FUND; MICHAEL CASEY,  
 17 DOUGLAS CORNFORD, IAN LEWIS,  
 LAMOIN WERLEIN-JAEN, KIM  
 18 WIRSHING, ROBERT BERGER, BRUCE  
 R. BAILEY, DEAN LEHR, and  
 19 MARIANA WONG in their capacity as  
 trustees of the FUNDS,

CASE NO. 3:11-cv-3798 EDL

Complaint Filed: August 1, 2011

**STIPULATION AND ~~PROPOSED~~  
 ORDER TO CONTINUE FURTHER  
 CASE MANAGEMENT CONFERENCE**

CMC DATE: March 16, 2012  
 TIME: 10:00 AM  
 COURTROOM: E, 15<sup>th</sup> Floor  
 JUDGE ELIZABETH D. LAPORTE

20 Plaintiffs,

21 and

22 SMG FOOD AND BEVERAGE, LLC, a  
 23 Pennsylvania limited liability company, and  
 DOES ONE through TWENTY, inclusive,

24 Defendants.

26 Plaintiffs San Francisco Culinary, Bartenders And Service Employees Welfare Fund, San  
 27 Francisco Culinary, Bartenders And Service Employees Pension Fund, San Francisco Culinary,  
 28 Bartenders and Service Employees Legal Services Fund, San Francisco Hotel-Restaurant Labor-

1 Management Education Fund, Michael Casey, Douglas Cornford, Ian Lewis, Lamoin Werlein-Jaen,  
2 Kim Wirshing, Robert Berger, Bruce R. Bailey, Dean Lehr, and Mariana Wong in their capacity as  
3 Trustees of the Funds ("Plaintiffs"), and Defendant SMG Food & Beverage, LLC ("Defendant")  
4 hereby stipulate and agree as follows:

5 Because the parties have reached a settlement in the above-captioned matter (following a  
6 mediation held on January 30, 2012), and because the parties are in the process of finalizing a  
7 written Settlement Agreement and General Release, the parties hereby stipulate and agree that the  
8 Further Case Management Conference currently on calendar for Friday, March 16, 2012 at 10:00  
9 a.m. should be continued to Tuesday, April 24, 2012 at 10:00 a.m.

10 **IT IS SO STIPULATED:**

11 Dated: March 13, 2012

Dated: March 13, 2012

12 FOLGER LEVIN LLP

LEONARD CARTER LLP

13 /s/ Lisa M. van Krieken

/s/ Christine S. Hwang

14 Lisa M. van Krieken  
15 Attorneys for Defendant

Christine S. Hwang  
Attorneys for Plaintiffs

16 \_\_\_\_\_  
17 **[PROPOSED] ORDER:**

18 Pursuant to the Stipulation of the parties, the Further Case Management Conference on  
19 calendar for Friday, March 16, 2012 at 10:00 a.m. is hereby continued to Tuesday, April 24,  
20 2012 at 10:00 a.m.

21 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

22  
23  
24 Dated: March 13 \_\_\_\_\_, 2012

  
25 THE HONORABLE ELIZABETH D. LAPORTE  
26 UNITED STATES MAGISTRATE JUDGE

27 32003-5058/768420.1