

Trucker ♦ Huss
A Professional Corporation
One Embarcadero Center, 12th Floor
San Francisco, California 94111

1 R. Bradford Huss, No. 71303
Charles M. Dyke, No. 183900
2 Virginia H. Perkins, No. 215832
TRUCKER ♦ HUSS
3 A Professional Corporation
One Embarcadero Center, 12th Floor
4 San Francisco, California 94111
Telephone: (415) 788-3111
5 Facsimile: (415) 421-2017
E-mail: bhuss@truckerhuss.com
6 cdyke@truckerhuss.com
vperkins@truckerhuss.com
7

8 Attorneys for Defendant
FRANKLIN RESOURCES, INC.

9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA
11 SAN FRANCISCO DIVISION
12

13 JOHN SENDER,

14 Plaintiff,

15 vs.

16 FRANKLIN RESOURCES, INC. and DOES
1-15,

17 Defendant.
18

Case No. C-11-03828 EMC

**STIPULATION AND [PROPOSED]
ORDER EXTENDING BRIEFING
SCHEDULE ON FRANKLIN'S MOTIONS
UNDER RULE 12(c) AND RULE 56**

(Hearing reset from 1/17/13 to 1/24/13 at 1:30 p.m.)

19 Plaintiff John Sender ("Sender") and defendant Franklin Resources, Inc. ("Franklin")
20 (together the "Parties"), by and through their respective counsel of record, hereby request that the
21 Court enter an Order extending the briefing schedule associated with Franklin's Motion for
22 Summary Judgment on Statute of Limitations Grounds (Dkt. # 77) and Franklin's Motion for
23 Judgment on the Pleadings (Dkt. # 74) (together the "Motions"), both of which were filed by
24 Franklin on November 15, 2012 and are set for hearing on January 17, 2013.

25 **WHEREAS**, under the current briefing schedule, Sender's oppositions to the Motions are
26 due November 29, 2012 and Franklin's reply briefs are due December 6, 2012;

27 **WHEREAS**, Sender has filed a Motion to Extend Time;

28 **WHEREAS**, Franklin disagrees with the basis for Sender's Motion to Extend Time;

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

I attest that my firm has obtained Mr. Cera's concurrence in the filing of this document.

DATED: November 27, 2012

TRUCKER ♦ HUSS

By: /s/R. Bradford Huss
R. Bradford Huss
Attorneys for Defendant
FRANKLIN RESOURCES, INC.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

ORDER

Pursuant to the Parties' Stipulation, it is ordered that:

1. Sender shall file oppositions to the Motions (Dkt. # 74 and Dkt. # 77) no later than December 11, 2012.

2. Franklin shall file reply briefs in support of the Motions no later than December 21, 2012. The hearing is rescheduled from January 17, 2013 to January 24, 2013 at 1:30 p.m.

IT IS SO ORDERED.

November 28, 2012

Dated: _____

Honorable Edward M. Chen
Judge of the United States District Court

