

E-Filed 11/23/11

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11
 12 **UNITED STATES DISTRICT COURT**
 13 **NORTHERN DISTRICT OF CALIFORNIA**

14
 15 **CHANEY THURSTON and**
LAWRENCE G. KNOWLES, III, on behalf
 16 **of themselves and all others similarly**
situated,

17 **Plaintiffs,**

18 **v.**

19 **BEAR NAKED, INC.,**

20 **Defendant.**

21 **CASE NO.: 3:11-cv-04678-RS**

22 **CLASS ACTION**

23 **STIPULATION AND ~~PROPOSED~~ ORDER**
CONTINUING HEARING AND BRIEFING
SCHEDULE ON MOTION TO TRANSFER

24 **Hearing Date: December 15, 2011**
Time: 1:30 p.m.
Courtroom: 3
Judge: Honorable Richard Seeborg

1 WHEREAS, on November 10, 2011, Defendant Bear Naked, Inc. (“Bear Naked”) filed a
2 Motion to Transfer Venue Pursuant to 28 U.S.C. § 1404(a) (“Motion to Transfer”), which is currently
3 set for hearing on December 15, 2011;

4 WHEREAS, the Parties have been discussing a way to resolve Bear Naked’s Motion to Transfer
5 without need of court intervention and, given the Thanksgiving holiday, the Parties need additional time
6 to try to come to a resolution;

7 WHEREAS, there has been one prior extension of time, granting Bear Naked’s Motion to
8 Enlarge Time to Respond to Plaintiffs’ Complaint (Doc. No. 18);

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

10 WHEREAS, good cause exists for the modification to the case schedule because it would
11 promote judicial efficiency if the Parties can come to an agreement resolving Bear Naked’s Motion to
12 Transfer without the need of court intervention.

13 IT IS HEREBY STIPULATED by and between the Parties, through their respective counsel of
14 record as follows:

15 (a) The hearing on the Motion to Transfer shall be continued to January 5, 2012 at
16 1:30 p.m. in Courtroom 3;

17 (b) Plaintiffs’ Opposition to Bear Naked’s Motion to Transfer shall be filed and
18 served by December 8, 2011; and

19 (c) Defendant’s Reply shall be filed and served by December 15, 2011.

20 DATED: November 23, 2011

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Attorneys for Defendant Bear Naked, Inc.

~~PROPOSED~~ ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED

DATED: 11/23/11



Honorable Richard Seeborg