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UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA

PHILIP HOGUE, an individual,  
 Plaintiff,  
 v.  
 M+W U.S., Inc., a Delaware corporation, and  
 DOES 1-10,  
 Defendants.

CASE NO. C-12-1712 MMC  
**STIPULATION AND [PROPOSED] ORDER  
 TO EXTEND DEADLINE FOR  
 PLAINTIFF’S RESPONSE TO  
 DEFENDANT’S MOTION TO TRANSFER  
 VENUE  
 AND ORDER THEREON**

1 WHEREAS the parties met at mediation on October 4, 2012, and are currently  
2 negotiating the final terms of a settlement agreement that would document a settlement of this  
3 matter; and

4 WHEREAS Defendant, prior to mediation, filed its Motion to Transfer Venue, which is  
5 currently set to be heard on November 16, 2012 and the opposition to which is currently due on  
6 October 19, 2012; and

7 WHEREAS, the parties believe that an extension of the hearing date and related  
8 deadlines would serve the interest of an efficient resolution of this case, as there would be no  
9 need for the motion if the matter is resolved by settlement as anticipated;

10 THEREFORE, IT IS HEREBY STIPULATED by and between Plaintiff and Defendant  
11 that:

- 12 • the deadline for Plaintiff's Opposition to Defendant's Motion to Transfer Venue  
13 should be reset for November 2, 2012;
- 14 • the deadline for Defendant's Reply should be reset for November 16, 2012; and
- 15 • the hearing should be reset for November 30, 2012.

16 Dated: October 12, 2012

GATTEY LAW OFFICE

18 By: /s/ Scott D. Gattey

19 Scott D. Gattey  
20 *Attorney for Plaintiff Phillip Hogue*

21 Dated: October 12, 2012

MBV LAW LLP

23 By: /s/ Robert Joseph Pia

24 Robert Joseph Pia  
25 *Attorney for Defendant*  
26 *M+W U.S., Inc.*

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**Filer's Attestation:** Pursuant to General Order No. 45 §X(B), I attest under penalty of perjury that concurrence in the filing of the document has been obtained from its signatory.

Dated: October 12, 2012

Respectfully submitted,

By: /s/ Scott D. Gattey

Scott D. Gattey  
*Attorney for Plaintiff Phillip Hogue*

1           The Court having considered the stipulation of the parties, and good cause appearing  
2 therefore, orders as follows:

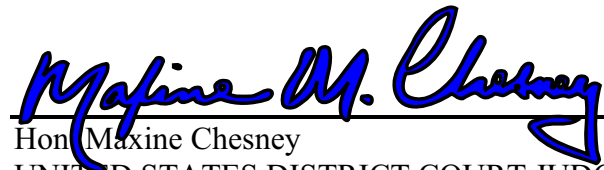
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- 4           1. The deadline for the filing of Plaintiff's Opposition to Defendant's Motion to
  - 5           Transfer Venue is reset for November 2, 2012;
  - 6           2. the deadline for Defendant's Reply is reset for November 16, 2012; and
  - 7           3. the hearing on Defendant's Motion to Transfer Venue is reset for November
  - 8           30, 2012.

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10           IT IS SO ORDERED.

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12 Dated: October 16, 2012

  
\_\_\_\_\_  
Hon. Maxine Chesney  
UNITED STATES DISTRICT COURT JUDGE  
NORTHERN DISTRICT OF CALIFORNIA