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10 Attorneys for Defendant  
AVANQUEST NORTH AMERICA, INC.

11  
12 UNITED STATES DISTRICT COURT  
13 NORTHERN DISTRICT OF CALIFORNIA  
14 SAN FRANCISCO DIVISION

15  
16 BENSON WORLEY and JOHNNY  
BOYD, individually and on  
17 behalf of all others similarly situated,

18 Plaintiffs,

19 v.

20 AVANQUEST NORTH AMERICA, INC.,  
a California corporation,

21 Defendant.  
22  
23

CASE NO. 3:12-CV-04391-WHO

**STIPULATED REQUEST FOR ORDER  
EXTENDING TIME TO SUBMIT JOINT  
CASE MANAGEMENT STATEMENT  
PENDING SUBSTITUTION OF  
DEFENDANT’S COUNSEL AND ORDER**

Judge: Hon. William H. Orrick

24 Pursuant to Local Rules 6-2 and 7-12, Plaintiffs Benson Worley and Johnny Boyd, and  
25 Defendant Avanquest North America, Inc. (“Avanquest”) (collectively, the “Parties”), by and  
26 through their undersigned counsel, submit this Stipulated Request for an Order Extending Time to  
27 Submit Joint Case Management Statement Pending Substitution of Defendant’s Counsel. In  
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1 support of the instant stipulated request, and as set forth in the accompanying Declaration of Mike  
2 Scott, the Parties state as follows:

3 WHEREAS, on February 22, 2013, Plaintiffs filed their First Amended Class Action  
4 Complaint (Dkt. 52);

5 WHEREAS, the Parties previously requested and were granted a continuance of the  
6 Initial Case Management Conference and deadline to exchange initial disclosures until three  
7 weeks following the hearing on Avanquest's pleading challenge (Dkt. 51);

8 WHEREAS, on April 30, 2013, the Court denied Avanquest's Motion to Dismiss the First  
9 Amended Class Action Complaint (Dkt. 66).

10 WHEREAS, the Parties requested and were granted an additional continuance of the  
11 Initial Case Management Conference and deadline to exchange initial disclosures until July 12,  
12 2013 (Dkt. 67);

13 WHEREAS, the Parties previously stipulated to extend the time within which Avanquest  
14 may answer the First Amended Complaint to May 28, 2013 (Dkt. 68);

15 WHEREAS, the Parties thereafter stipulated to extend the time within which Avanquest  
16 may answer the First Amended Complaint to June 28, 2013 (Dkt. 69);

17 WHEREAS, the Parties thereafter stipulated to extend the time within which Avanquest  
18 may answer the First Amended Complaint to July 29, 2013 (Dkt 70);

19 WHEREAS, this case was reassigned to this Court on June 27, 2013;

20 WHEREAS, the Court's June 27, 2013 Reassignment Order and Order Requiring  
21 Submission of Case Management Statement requires the parties to submit a joint case  
22 management statement on July 12 2013;

23 WHEREAS, Avanquest intends to substitute its undersigned counsel, desires to have  
24 substituting counsel address the merits of Plaintiffs' claims and the case scheduling going  
25 forward, and requests additional time for its new counsel to review the factual, legal, and  
26 procedural background of the litigation;  
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1 WHEREAS, the Parties have conferred and agreed to jointly request a four-week  
2 extension of the time to submit the case management statement required by the Court's June 27,  
3 2012 Order, from July 12, 2013 to August 9, 2013;

4 WHEREAS, the requested extension will not otherwise alter the schedule of this case;

5 WHEREAS, good cause exists to grant the parties' stipulated request;

6 **NOW THEREFORE, THE PARTIES JOINTLY REQUEST AN ORDER**

7 **STATING:**

8 1. The Parties shall file their Joint Case Management Statement by August 9, 2013.

9 **IT IS SO STIPULATED.**

10 **BENSON WORLEY and JOHNNY BOYD,**  
11 individually and on behalf of all others similarly  
12 situated,

13 Dated: July 12, 2013

14 By: /s/ Benjamin H. Richman  
15 One of Plaintiffs' Attorneys

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**AVANQUEST NORTH AMERICA, INC.,**

Dated: July 12, 2013

By: /s/ Mike Scott  
One of Defendant's Attorneys

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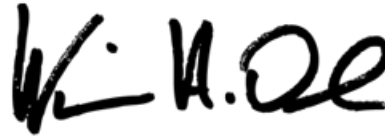
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I, Mike Scott, am the ECF user whose identification and password are being used to file the foregoing Stipulated Request for Order Extending Time to Submit Joint Case Management Statement Pending Substitution of Defendant's Counsel and [Proposed] Order. I hereby attest that the above-referenced signatory to this stipulation has concurred in this filing.

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ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.



ENTERED: July 19, 2013

HONORABLE WILLIAM H. ORRICK  
UNITED STATES DISTRICT JUDGE