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7 Attorneys for Defendant
AVANQUEST NORTH AMERICA INC.

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

12 BENSON WORLEY and JOHNNY
13 BOYD, individually and on behalf of all
other similarly situated,

14 Plaintiff,

15 v.

16 AVANQUEST NORTH AMERICA INC.,
17 a California corporation,

18 Defendant.

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

**STIPULATION RE: DEPOSITION OF
KEVIN BROMBER AND BRIEFING
SCHEDULE FOR DEFENDANT
AVANQUEST NORTH AMERICA INC.'S
MOTION TO TRANSFER VENUE;
[PROPOSED] ORDER**

19
20 Plaintiffs Benson Worley and Johnny Boyd ("Plaintiffs") and defendant Avanquest North
21 America Inc. ("Defendant") ("collectively, "Parties"), by and through their undersigned counsel,
22 enter into this Stipulation re: Deposition of Kevin Bromber and Briefing Schedule for Defendant
23 Avanquest North America Inc.'s Motion to Transfer Venue.

24 WHEREAS, on July 30, 2013, Defendant filed and served Defendant Avanquest North
25 America Inc.'s Notice of Motion and Motion to Transfer Venue ("Venue Motion"), which is
26 currently set for hearing on September 11, 2013;

27 WHEREAS, on August 5, 2013, Plaintiffs served a Notice of Deposition of Kevin
28 Bromber, pertaining to Defendant's employee Kevin Bromber;

1 WHEREAS, on August 7, 2013, Defendant served an Objection to Notice of Deposition
2 of Kevin Bromber (“Objection”), and filed and served a Motion for Protective Order re: Notice of
3 Deposition of Kevin Bromber (“Motion for Protective Order”) and an Ex Parte Application to
4 Stay the Deposition of Kevin Bromber Pending a Ruling on Motion for Protective Order (“Ex
5 Parte Application”); and

6 WHEREAS, on August 8, 2013, the Court held a telephone conference with the Parties in
7 an effort to resolve the Objection, Motion for Protective Order and Ex Parte Application, the
8 result of which was the issuance of the Court’s Minute Entry dated August 9, 2013, a copy of
9 which is attached hereto as Attachment 1;

10 WHEREAS, as requested by the Court during the August 8, 2013 telephone conference
11 with the Parties and in the Court’s Minute Entry dated August 9, 2013, the Parties have met and
12 conferred in an effort to set a mutually agreeable date for the deposition of Kevin Bromber and
13 decide whether the September 11, 2013 hearing on the Venue Motion must be continued and if so
14 to what date.

15 **IT IS HEREBY STIPULATED AND AGREED THAT:**

16 1. The deposition of Kevin Bromber shall occur on August 16, 2013 at 10:00 a.m., in
17 accordance with the Court’s Minute Entry dated August 9, 2013, including the time and scope
18 limitations set forth therein;

19 2. The September 11, 2013 hearing on the Venue Motion will remain on calendar;
20 and

21 **NOW THEREFORE, THE PARTIES JOINTLY REQUEST AN ORDER STATING**
22 **THAT:**

23 1. Plaintiffs’ deadline to file and serve a response to the Venue Motion shall be
24 August 23, 2013; and

25 ///
26 ///
27 ///
28 ///

1 2. The deadline for Defendant to file and serve a Reply regarding the Venue Motion
2 shall be August 30, 2013.

3 **IT IS SO STIPULATED.**

4 Dated: August 9, 2013

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

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6
7 By: /s/ Benjamin Richman
 One of Plaintiffs' Attorneys

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18 Dated: August 9, 2013

AVANQUEST NORTHAMERICA INC.,

19
20
21 By: /s/ N. Kathleen Strickland
 One of Defendant's Attorneys

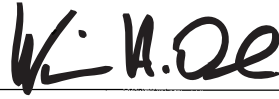
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ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Entered: August 13, 2013



HONORABLE WILLIAM H. ORRICK
UNITED STATES DISTRICT JUDGE