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

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

15 *Plaintiffs,*

16 v.

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

18 *Defendant.*

Case No. 3:12-cv-04391-WHO

**STIPULATION AND
ORDER**

Judge: Honorable William H. Orrick

19
20 Plaintiffs Benson Worley and Johnny Boyd, and Defendant Avanquest North America, Inc.
21 (“Avanquest”) (collectively, the “Parties”), by and through their undersigned counsel, hereby
22 stipulate and agree, subject to Court approval, to continue (i) the deadline for Plaintiffs to respond
23 to Avanquest’s motion to transfer, (ii) the deadline for Avanquest to reply in support of the motion
24 to transfer, and (iii) the deadline for Avanquest to answer Plaintiffs’ first amended complaint. In
25 support of the instant stipulation, the Parties state as follows:
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1 WHEREAS, by Stipulation and Order entered August 13, 2013, the Court set August 23rd
2 as Plaintiffs' deadline to respond in opposition to Avanquest's pending motion to transfer, and
3 August 30th as Avanquest's deadline to reply in support of the same, (Dkt. 83);

4 WHEREAS, on August 16th, Plaintiffs took the deposition upon oral examination of Kevin
5 Bromber regarding the venue issues raised in Avanquest's motion to transfer;

6 WHEREAS, despite requesting expedited service, the Parties did not receive the transcript
7 of Mr. Bromber's deposition until the evening of August 21st;

8 WHEREAS, in light of the delay in receiving the transcript of Mr. Bromber's deposition,
9 the Parties have conferred and agreed, subject to Court approval, to extend the current briefing
10 schedule on the motion to transfer, such that Plaintiffs' opposition shall be due no later than
11 August 26th and Avanquest's reply in support of the motion shall be due no later than September
12 3rd;

13 WHEREAS, the Parties have further conferred and agreed, subject to Court approval, to
14 extend the deadline for Avanquest to answer Plaintiffs' first amended complaint from September
15 12th to September 19, 2013;

16 WHEREAS, good cause exists to enter the instant stipulation and the Parties do not seek
17 the relief contemplated herein for any improper purpose.

18 **NOW THEREFORE, IT IS HEREBY STIPULATED AND AGREED** as follows:

19 1. Plaintiffs shall file their opposition to Avanquest's motion to transfer no later than
20 August 26, 2013.

21 2. Avanquest shall file its reply in support of the motion to transfer no later than
22 September 3, 2013.

23 3. Avanquest shall file its answer to Plaintiffs' first amended complaint no later than
24 September 19, 2013.

25 **IT IS SO STIPULATED.**

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

Dated: August 22, 2013

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

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AVANQUEST NORTH AMERICA, INC.,

Dated: August 22, 2013

By: /s/ Devin C. Courteau
One of Defendant's Attorneys

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I, Benjamin H. Richman, am the ECF user whose identification and password are being
used to file the foregoing Stipulation 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: August 26, 2013

HONORABLE WILLIAM H. ORRICK
UNITED STATES DISTRICT JUDGE