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 9 AUTOMOTIVE GROUP, INC., DOLLAR RENT A
 CAR, INC. and DTG OPERATIONS, INC.

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

14 SANDRA McKINNON and KRISTEN
 15 TOOL, individually and on behalf of all others
 similarly situated,

16 Plaintiffs,

17 v.

18 DOLLAR THRIFTY AUTOMOTIVE
 GROUP, INC. d/b/a DOLLAR RENT A CAR;
 19 DOLLAR RENT A CAR, INC.; DTG
 OPERATIONS, INC. d/b/a DOLLAR RENT
 20 A CAR; and DOES 1-10, inclusive,

21 Defendants.

Case No. 12-cv-04457- SC

CLASS ACTION

**STIPULATION AND ~~[PROPOSED]~~
 ORDER TO CONTINUE THE AUGUST 9,
 2013 CASE MANAGEMENT
 CONFERENCE UNTIL DECEMBER 2013
 AND TO WITHDRAW MOTION FOR
 PROTECTIVE ORDER; DECLARATION
 OF JOHN F. WARD, JR., IN SUPPORT**

Current Conf. Date: August 9, 2013
 Time: 10:00 a.m.
 Judge: Hon. Samuel Conti
 Courtroom: 1

[Complaint Filed: August 24, 2012]

24 Pursuant to Fed. R. Civ. P. 16(a) and Civil L.R. 7-7(e), 7-12, 6-1(b) and 6-2, and the
 25 Declaration of John F. Ward, Jr., it is hereby stipulated by and between the parties, through their
 26 respective counsel, as follows:

1 WHEREAS, the parties have reached an agreement to pursue mediation with a private
2 mediator, commencing in early November 2013;

3 WHEREAS, in anticipation of that mediation, the parties have reached an agreed to pursue
4 targeted discovery over the next several months and to focus their discovery efforts to topics that
5 they agree will allow for a productive and fully informed mediation, to be completed prior to the
6 initial mediation session;

7 WHEREAS, the parties have agreed to work cooperatively and in good faith during this
8 pre-mediation discovery period, and therefore do not anticipate a need for the Court's involvement
9 in that process;

10 WHEREAS, on June 19, 2013, this Court scheduled a case management conference for
11 August 9, 2013 at 10:00 a.m. in Courtroom 1 (Dkt. No. 65);

12 WHEREAS, in order to accommodate the above process, the parties respectfully request
13 that the Court continue the currently-scheduled case management conference until early
14 December, after the conclusion of the parties' planned mediation. At that time, the parties can
15 inform the Court about their mediation efforts, progress on discovery, and, if necessary, address
16 any scheduling issues that have arisen;

17 WHEREAS, given the plan to conduct focused discovery only over the next several
18 months and the agreement to participate in mediation in November, defendants have agreed to
19 withdraw their pending Motion for Protective Order, filed on June 28, 2013 (Dkt. No. 66),
20 reserving the right to re-file the motion if necessary at a later date. Plaintiffs' response to that
21 motion is currently due on July 26, 2013 and a motion hearing is scheduled for August 23, 2013
22 (Dkt. No. 75), but neither the response nor the hearing will be necessary at this time;

23 WHEREAS, the parties will promptly inform the Court if the parties reach a settlement in
24 the course of mediation.

25 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED THAT, with the
26 Court's approval, the currently scheduled August 9, 2013 case management conference shall be
27 continued until a date in early December 2013. The parties further agree that the pending motion

1 for protective order (Dkt. No. 66), shall be withdrawn, without prejudice to defendants' right to re-
2 file the motion if necessary at a later date. The parties further agree that if this Stipulation and
3 [Proposed] Order is not approved by the Court prior to July 26, 2013, plaintiffs' failure to file a
4 response to defendants' motion for protective order shall not be deemed a lack of opposition to the
5 pending motion, and a time for filing any opposition and reply shall be re-set if needed.

6
7 Dated: July 25, 2013

JENNER & BLOCK LLP

8 By: /s/ John F. Ward, Jr.

9 JOHN F. WARD, JR.

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22 Attorneys for Defendants

23 DOLLAR THRIFTY AUTOMOTIVE GROUP,
INC., DOLLAR RENT A CAR, INC. and DTG
OPERATIONS, INC.

24
25 Dated: July 25, 2013

WHATLEY KALLAS LLP

26 By: /s/ Alan M. Mansfield

27 ALAN M. MANSFIELD

28 -3-

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18 Attorneys for Plaintiffs SANDRA McKINNON and
19 KRISTEN TOOL

20 **Filer's Attestation:** Pursuant to L.R. 5-1(i)(3), John F. Ward, Jr., hereby attests that concurrence
21 in the filing of this document has been obtained from all signatories.

22 **ORDER**

23 **PURSUANT TO STIPULATION, and good cause appearing, IT IS HEREBY**

24 **ORDERED that:**

- 25
- 26 **1. The Case Management Conference presently scheduled for August 9, 2013 at 10:00
27 a.m. is hereby continued to December 13, 2013 at 10:00 a.m./p.m.**
 - 28 **2. Defendants' Motion for Protective Order (Dkt. No. 66) is withdrawn, and the August
29 23, 2013 hearing on that motion is vacated.**

30 Dated: July 26, 2013

