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6 Attorneys for Plaintiff  
 7 TEENA MARIE LE

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

11 TEENA MARIE LE,

Case No. 3:13-00707-CRB

12 Plaintiff,

**STIPULATION TO AMEND BRIEFING  
 AND HEARING SCHEDULE AND  
~~PROPOSED~~ ORDER**

13 v.

[N.D. Cal. Civ. L.R. 6-2]

14 SUNLAN CORPORATION, a California  
 15 corporation; SUNLAN-062804, LLC, a  
 16 California limited liability company; LEE  
 17 JOSEPH ROSS, individually and in his  
 18 individual capacity; LAW OFFICE OF  
 KENOSIAN & MIELE, LLP, a California  
 limited liability partnership; and KENNETH  
 JOHN MIELE, individually and in his official  
 capacity,

19 Defendants.

20 THE PARTIES HEREBY STIPULATE AND AGREE AS FOLLOWS:

21  
 22 1. On February 19, 2013, Plaintiff filed her Complaint (Doc. 1) in this case alleging  
 23 violations of the Fair Debt Collection Practices Act, 15 U.S.C. § 1692 *et seq.*, and the Rosenthal Fair  
 24 Debt Collection Practices Act, Cal. Civil Code § 1788 *et seq.* Plaintiff's Complaint also seeks  
 25 declaratory and injunctive relief under Cal. Financial Code § 22000 *et seq.*, and actual damages and  
 26 punitive damages for alleged malicious prosecution.

27  
 28 2. On May 2, 2013, Plaintiff's counsel filed and served via the Court's CM/ECF

1 system, a Notice of Unavailability of Counsel (Doc. 14) in which Plaintiff's counsel informed the Court  
2 and Defendants that he would be unavailable between June 1, 2013, and June 18, 2013, inclusive.

3 3. On May 7, 2013, the Court entered an Order continuing the Case Management  
4 Conference in this case to August 9, 2013, at 8:30 a.m. (Doc. 16)

5 4. On May 15, 2013, Defendants' Answer to Complaint (Doc. 18) was filed.

6 5. On June 5, 2013, Plaintiff filed her Motion to Strike Affirmative Defenses (Doc.  
7 19).

8 6. On June 7, 2013, Defendants filed their Special Motion to Strike (Anti-SLAPP)  
9 (Doc. 20).

10 7. Plaintiff's Motion to Strike Affirmative Defenses and Defendants' Special  
11 Motion to Strike are currently set for hearing on July 19, 2013, at 10:00 a.m. before the Honorable  
12 Charles R. Breyer.

13 8. Plaintiff's counsel promptly solicited from Defendants' counsel a stipulation to  
14 continue the hearing date on Defendants' Special Motion to Strike, and the parties thereafter agreed to  
15 continue the hearings on both motions, subject to this Court's approval.

16 9. The parties request that the Court enter an order modifying the briefing and  
17 hearing schedule for Plaintiff's Motion to Strike Affirmative Defenses and Defendants' Special Motion  
18 to Strike as follows:

- 19 a. For both motions, opposition briefs shall be filed on or before July 12, 2013.  
20 b. For both motions, reply briefs shall be filed on or before July 26, 2013.  
21 c. For both motions, the hearings shall be continued to August 9, 2013, at 10:00

22 a.m.

23 10. The briefing schedule has not been previously modified.  
24  
25  
26  
27  
28

1 11. To the extent the timing requirements of California Code of Civil Procedure  
2 section 425.15(f) apply in this Court, if at all, the parties agree that this requested continuance does not  
3 and shall not violate those timing requirements.

4 IT IS SO STIPULATED.


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7 CONSUMER LAW CENTER, INC.

8 Dated: June 12, 2013

9 By: /s/ Fred W. Schwinn  
10 Fred W. Schwinn, Esq.  
11 Attorney for Plaintiff  
12 TEENA MARIE LE

13 KATTEN MUCHIN ROSENMAN, LLP

14 Dated: June 12, 2013

15 By:   
16 Gregory S. Korman, Esq.  
17 Attorney for Defendants  
18 SUNLAN CORPORATION,  
19 SUNLAN-062804, LLC,  
20 LEE JOSEPH ROSS,  
21 LAW OFFICE OF KENOSIAN & MIELE,  
22 LLP, and KENNETH JOHN MIELE

23 PURSUANT TO STIPULATION, IT IS SO ORDERED.

24 Dated: June 17, 2013

