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20 Attorneys for Defendant
21 E*TRADE FINANCIAL CORPORATION

22 UNITED STATES DISTRICT COURT

23 NORTHERN DISTRICT OF CALIFORNIA

24 RAJENDRA PARVATANENI, on behalf of
The State of California,

Case No. 13-cv-02428-JSW

Plaintiff,
vs.
**STIPULATION AND [PROPOSED]
ORDER TO CONTINUE HEARING ON
CROSS MOTIONS TO DISMISS**

E*TRADE FINANCIAL CORPORATION,
and DOES 1-10,

Defendant,

**STIPULATION AND [PROPOSED] ORDER TO CONTINUE HEARING ON CROSS MOTIONS TO
DISMISS**

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Case No. 13-cv-02428-JSW

1 WHEREAS Defendant's Motion to Dismiss Complaint, or, in the Alternative, Compel
2 Individual Arbitration and Stay proceedings ("Defendant's Motion"), and Plaintiff's Motion to
3 Compel Arbitration and Opposition to Defendant's Motion to Dismiss or Compel Arbitration
4 ("Plaintiff's Motion") are currently set for hearing on August 9, 2013.

5 WHEREAS Plaintiff's counsel will both be out of the country on August 9, 2013 for
6 previously-scheduled family vacations, for which tickets were purchased prior to the filing
7 of Defendant's Motion. Plaintiff's counsel will not be available for hearing on the Motions
8 until August 30, 2013.

9 WHEREAS the Court has previously issued an Order setting a Case Management
10 Conference for August 30, 2013 at 1:30 p.m. and requiring the parties file a joint case
11 management statement no later than five (5) court days prior to the conference.

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**STIPULATION AND [PROPOSED] ORDER TO CONTINUE HEARING ON CROSS MOTIONS TO
DISMISS**

2
Case No. 13-cv-02428-JSW

1 WHEREFORE THE PARTIES HEREBY STIPULATE AND REQUEST THAT the
2 hearing on the parties' motions be continued to August 30, 2013 and be heard in
3 conjunction with the Case Management Conference, or as soon thereafter as the matters
4 may be heard on a date more convenient for the Court.

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6 Date: July 1, 2013

HOYER & ASSOCIATES

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9 David C. Lipps
10 Attorney for Plaintiff
11 RAJENDRA PARVATANENI

12 Date: July 1, 2013

SCHIFF HARDIN LLP

13 /s/ Eric L. Barnum

14 Eric L. Barnum
15 Michael T. Chin
16 Lindsey N. Berg
17 Attorney for Defendant
18 E*TRADE FINANCIAL CORPORATION

19 The Court HEREBY CONTINUES the hearing on the pending cross-motions and case management to
20 9:00 on October 4, 2013.

21 IT IS SO ORDERED.

22 Date: July 2, 2013

23 ~~PURSUANT TO STIPULATION, IT IS SO~~
24 ~~ORDERED.~~


Hon. Jeffrey S. White
United States District Court Judge
RAJENDRA PARVATANENI

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27 DC\80588565.1

28 **STIPULATION AND [PROPOSED] ORDER TO CONTINUE HEARING ON CROSS MOTIONS TO**
29 **DISMISS**

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Case No. 13-cv-02428-JSW