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11 Counsel for Individual
 and Representative Plaintiffs Aleta Lilly and David Cox
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13 **UNITED STATES DISTRICT COURT**
 14 **NORTHERN DISTRICT OF CALIFORNIA**

15 ALETA LILLY and DAVID COX, on behalf of
 themselves and all others similarly situated,
 16

17 Plaintiffs,

vs.

18 JAMBA JUICE COMPANY and INVENTURE
 FOODS, INC., formerly known as The Inventure
 Group, Inc.,
 19

20 Defendants.
 21

Case No. 3:13-cv-02998 JST

**STIPULATION AND ~~PROPOSED~~ ORDER
 CONTINUING THE OCTOBER 23, 2013
 CASE MANAGEMENT CONFERENCE
 FOR THE SAME DATE AND TIME AS
 THE HEARING ON DEFENDANT'S
 MOTION TO DISMISS**

1 WHEREAS, a case management conference is currently scheduled for October 23, 2013 at 2:00
2 p.m.

3 WHEREAS, Defendants' motion to dismiss is currently scheduled for November 21, 2013 at
4 2:00 p.m.

5 WHEREAS, counsel for Plaintiffs have a conflict on October 23, 2013.

6 WHEREAS, the parties believe it is in the interests of judicial economy and efficiency to hold
7 the case management conference at the same date and time as the Defendants' motion to dismiss.
8

9 WHEREAS, THE PARTIES HEREBY STIPULATE AND AGREE as follows:

- 10 1) The case management conference currently scheduled on October 23, 2013 at 2:00 p.m.
11 is continued to November 21, 2013 at 2:00 p.m.
12

13 DATED: October 1, 2013

FINKELSTEIN THOMPSON LLP

14 By: /s/ Rosemary M. Rivas
15 Rosemary M. Rivas

16 Counsel for Plaintiffs Aleta Lilly and David Cox

17 **OSBORN MALEDON**

18 DATED: October 1, 2013

19 By: /s/ Maureen Beyers¹ w/permission
20 Maureen Beyers

21 Counsel for Defendants Jamba Juice Company and
22 Inventure Foods, Inc
23
24

25 **~~PROPOSED~~ ORDER**

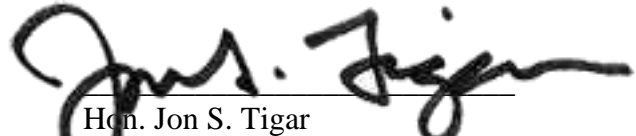
26 _____
27 ¹ Attestation under General Order 45, I, Rosemary M. Rivas, attest that the concurrence of the filing of
28 this document has been obtained from Maureen Beyers, which shall serve in lieu of her signature.

1 Based on the foregoing stipulation and good cause being shown, the Court hereby GRANTS the
2 parties' Stipulation. The Court hereby orders as follows:

- 3 1. The Case Management Conference scheduled for October 23, 2013 at 2:00 p.m. is
4 continued to November 21, 2013 at 2:00 p.m.

5 **IT IS SO ORDERED.**

6 Date: October 4, 2013

7 
8 Hon. Jon S. Tigar
9 United States District Court Judge