

MILLER LAW GROUP
A PROFESSIONAL CORPORATION
CALIFORNIA

1 Shelley G. Bryant (SBN 222925)
shelley@bwlaw.com
2 BRYANT WHITTEN, LLP
3 8050 N. Palm Avenue, Suite 210
4 Fresno, CA 93711
5 Tel. (559) 494-4910
6 Fax (559) 421-0369

7 Attorneys for Plaintiff
8 REBECCA WARNER

9 Donna M. Rutter (SBN 145704)
dmr@millerlawgroup.com
10 Mani Sheik (SBN 245487)
ms@millerlawgroup.com
11 MILLER LAW GROUP
12 A Professional Corporation
13 111 Sutter Street, Suite 700
14 San Francisco, CA 94104
15 Tel. (415) 464-4300
16 Fax (415) 464-4336

17 Attorneys for Defendant
18 AT&T MOBILITY SERVICES, LLC

19 UNITED STATES DISTRICT COURT
20 NORTHERN DISTRICT OF CALIFORNIA

21 REBECCA WARNER,

22 Plaintiff,

23 v.

24 AT&T MOBILITY SERVICES, LLC, and
25 unknown business entity, and DOES 1
26 through 20, inclusive,

27 Defendants.

Case No.: CV 13-03200 RS

**JOINT STIPULATION AND [PROPOSED]
ORDER REGARDING REQUEST TO
CONTINUE INITIAL CASE MANAGEMENT
CONFERENCE**

CMC Date: October 17, 2013
Time: 10:00 A.M.
Dept.: Courtroom 3

First Amended Complaint filed: Aug. 15, 2013

1 The parties, through their respective undersigned counsel, stipulate and
2 respectfully request that the Initial Case Management Conference, currently set for October
3 17, 2013, at 10:00 a.m., be continued to a later date convenient for the Court and parties,
4 which date occurring no earlier than January 27, 2014.

5
6 The parties further stipulate and request that all outstanding deadlines be
7 continued as follows:

- 8
9 1. The date by which Defendant must respond to Plaintiff's First
10 Amended Complaint (pursuant to Federal Rule of Civil
11 Procedure 12(a) and Local Rule 6-1(b)) will be November 18,
12 2013.
- 13
14 2. The last day for the parties to file a Joint Case Management
15 Statement (pursuant to the Court's order in Docket Number 11)
16 and exchange Initial Disclosures (Federal Rule of Civil
17 Procedure 26(a)(1)), which are both currently set for October 10,
18 2013, will be January 20, 2014.

19
20 Good cause exists for this request. Specifically, this request is made on the
21 ground that the parties have agreed to mediate their dispute and have a confirmed
22 mediation date of October 30, 2013.

23
24 This request is also made on the ground that, while the parties remain hopeful
25 that private mediation will settle their dispute, if mediation is not successful, the parties
26 anticipate immediate motion practice regarding whether this matter is properly before this
27 Court or whether the matter should instead be arbitrated pursuant to an arbitration
28 agreement.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

~~PROPOSED~~ ORDER

GOOD CAUSE APPEARING, IT IS HEREBY ORDERED THAT the Initial Case Management Conference shall be continued to January ³⁰~~27~~, 2014, at 10:00 a.m., and that the parties must file a Joint Case Management Statement and exchange Initial Disclosures by January 20, 2014.

It is further ordered that Defendant's response to Plaintiff's First Amended Complaint shall be filed by November 18, 2013.

Dated: 9/25/13



Hon. Richard Seeborg
Judge of the U.S. District Court

4827-5900-8277, v. 1