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8 UNITED STATES DISTRICT COURT
 9 FOR THE NORTHERN DISTRICT OF CALIFORNIA

10 SHANTELL OLVERA et al.,
 Plaintiffs,
 11 v.
 12 DRIVEN SPORTS, INC., a New York
 corporation; BODYBUILDING.COM, LLC;
 13 GENERAL NUTRITION CENTER, INC.;
 14 SPORTS NUTRITION RESEARCH, LTD;
 and DOES 1 through 10, inclusive,
 15 Defendants.

Consolidated No. 3:13-cv-04830-EMC

**STIPULATION TO CONTINUE
 HEARING DATE ON
 BODYBUILDING.COM LLC'S
 MOTION TO DISMISS
 COMPLAINT [AND ~~PROPOSED~~
 ORDER]**

CLASS ACTION

JURY TRIAL DEMAND

The Honorable Edward M. Chen

Complaint Filed: October 17, 2013

1 MARCUS WAGNER, an individual, on
2 behalf of himself and all others similarly
3 Situated,

4 Plaintiff,

5 v.

6 DRIVEN SPORTS, INC., GENERAL
7 NUTRITION CENTERS, INC., and DOES 1
through 50, inclusive,

8 Defendants.
9

Case No. 3:13-cv-05239-EMC

JURY TRIAL DEMAND

The Honorable Edward M. Chen

Complaint Filed: November 12, 2013

10 **I. STIPULATION**

11 Subject to this Court's approval, Plaintiffs and Defendant Bodybuilding.com LLC
12 hereby stipulate to continue the hearing date of Defendant's Motion to Dismiss Complaint from
13 October 21, 2014 at 2:30 p.m. to November 4, 2014 at 2:30 p.m. The parties also stipulate that
14 Plaintiffs' opposing brief shall be due on October 7, 2014, and Bodybuilding.com's reply brief
15 shall be due on October 17, 2014. This request is due to counsel's unavailability.

16 STIPULATED, DATED AND RESPECTFULLY SUBMITTED this 29th day of
17 September, 2014.

18 TERRELL MARSHALL DAUDT
19 & WILLIE PLLC

p

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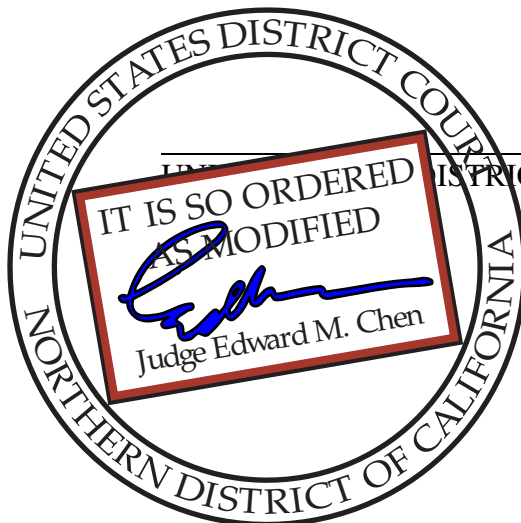
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II. [PROPOSED] ORDER

PURSUANT TO STIPULATION IT IS SO ORDERED.

Dated this 30th day of September, 2014.



DISTRICT JUDGE

CERTIFICATE OF SERVICE

I, Mary B. Reiten, hereby certify that on September 29, 2014, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

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9 DATED this 29th day of September, 2014.

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