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19 UNITED STATES DISTRICT COURT

20 NORTHERN DISTRICT OF CALIFORNIA

21 JACQUELINE BENJAMIN, BRYAN  
 22 GONZALEZ, and TAIWO KOYEJO, on behalf  
 of themselves and classes of those similarly  
 situated,

23 Plaintiffs,

24 vs.

25 B&H EDUCATION, INC., a corporation;  
 RASHED ELYAS, an individual; NAGUI  
 26 ELYAS, an individual; MICHAEL FLECKER  
 collectively dba "MARINELLO SCHOOLS OF  
 27 BEAUTY"; and DOES 1 through 100,

28 Defendants. /

Case No. CV 13-04993-VC

**JOINT STIPULATION TO EXTEND  
 TIME TO AMEND THE PLEADINGS  
 AND ORDER**

1 Plaintiffs JACQUELINE BENJAMIN, BRYAN GONZALES, and TAIWO KOYEJO  
2 and Defendant B&H EDUCATION, INC., by and through their undersigned counsel in the  
3 above-captioned matter, hereby stipulate as follows:

4 WHEREAS, this case was initiated on October 25, 2013 when Plaintiffs filed their  
5 Complaint (ECF No. 1);

6 WHEREAS, on April 17, 2014, this case was reassigned to the Honorable  
7 Vince Chhabria;

8 WHEREAS, on July 10, 2014, the Court held the Case Management Conference and a  
9 hearing on Defendants' Motion to Dismiss the Amended Complaint;

10 WHEREAS, on July 10, 2014, the Court entered a Case Management Scheduling Order  
11 which, *inter alia*, sets the deadline for amending the pleadings as November 14, 2014 (ECF  
12 No. 44);

13 WHEREAS, on August 12th, Plaintiffs served a deposition notice pursuant to FRCP  
14 30(b)(6) for the deposition of Defendant B&H Education, Inc., but the parties were unable to  
15 schedule Defendant's deposition until November 19, 2014, and may need to schedule further  
16 30(b)(6) designees, depending on the outcome of that deposition;

17 WHEREAS, the parties have agreed that an extension of the November 14th deadline for  
18 amending the pleadings is necessary to allow for sufficient discovery; and

19 WHEREAS, pursuant to Local Rule No. 6-2, the previous time modifications in this case  
20 include the following: (1) stipulation to extend time for Plaintiffs to respond to Defendants'  
21 motion to dismiss (Dkt. Nos. 18, 19), which resulted in Plaintiffs filing an amended complaint  
22 addressing some of the issues raised in the motion; (2) stipulation to extend time for Defendants  
23 to answer the amended complaint (ECF 22); and (3) stipulation to extend time to file Case  
24 Management Statement (ECF Nos. 23, 25).

25 IT IS HEREBY STIPULATED, by and between Plaintiffs and Defendant, through their  
26 respective counsel of record, that in the interest of fairness, judicial economy, and efficiency, the  
27 Case Management Order should be modified to extend the deadline to amend the pleadings to  
28 **December 5, 2014**. The proposed extension will not affect any other deadline in this case.

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IT IS SO STIPULATED.

DATED: November 10, 2014

/s/ Chaya Mandelbaum

David A. Lowe  
Chaya M. Mandelbaum  
Michelle G. Lee  
Counsel for Plaintiffs

DATED: November 10, 2014

/s/ Courtney Baird

Keith Zakarin  
Julie A. Vogelzang  
Courtney L. Baird  
Counsel for Defendant

**ECF ATTESTATION**

Pursuant to Civil L.R. 5-1(i)(3), the filer attests that concurrence in the filing of this document has been obtained from each of the other signatories thereto.

Executed this 10th day of November, 2014, at San Francisco, California.

/s/ Chaya Mandelbaum

CHAYA M. MANDELBAUM

**ORDER**

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The Court having considered the Joint Stipulation to Extend Time to Amend the Pleadings, ORDERS as follows:

The deadline to amend the pleadings set by the Case Management Order is hereby extended to December 5, 2014. This Order does not affect any other deadline in the Case Management Order.

**PURSUANT TO STIPULATION, IT IS SO ORDERED.**

Dated: November 12, 2014



\_\_\_\_\_  
Judge Vince Chhabria  
United States District Court