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10 Attorneys for Defendant,  
11 SECURITAS SECURITY SERVICES  
USA, INC.

12 UNITED STATES DISTRICT COURT  
13 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
14

15 MICHAEL DEATRICK, individually  
16 and on behalf of all others similarly  
17 situated, and as representative of the  
State of California,

18 Plaintiff,

19 v.

20 SECURITAS SECURITY SERVICES  
21 USA, INC.,

22 Defendant.

Case No.: 3:13-cv-05016-JST

**JOINT STIPULATION AND  
[PROPOSED] ORDER REQUESTING  
MODIFICATION OF DATE AND  
TIME**

1 **I. INTRODUCTION**

2 Pursuant to Civil Local Rules 6-1, 6-2 and 17-2, the undersigned counsel  
3 hereby jointly request an order changing time for the purpose of conserving the time  
4 and resources of the Court and the parties. In particular, a Further Case Management  
5 Conference (“CMC”) in this matter currently is set for September 17, 2014, at 2:00  
6 p.m. Also, the hearing on Plaintiff’s Motion for Certification of FLSA Collective  
7 Action and Issuance of Notice (“Plaintiff’s Motion”) is on calendar for September  
8 18, 2014, at 2:00 p.m. The parties request that the CMC and the hearing on  
9 Plaintiff’s Motion be set for the same day, either September 17, 2014 or September  
10 18, 2014, whichever is most convenient for the Court.

11 **II. THE REQUESTED ORDER TO CHANGE TIME IS APPROPRIATE**

12 Pursuant to Local Rule 6-2(a)(1), parties filing a stipulation requesting an  
13 order changing time that would affect the date of an event already fixed by Court  
14 order must (1) set forth with particularity the reasons for the requested change, (2)  
15 disclose all previous time modifications in the case, whether by stipulation or Court  
16 order, and (3) describe the effect that the requested time modification would have on  
17 the schedule for the case.

18 **A. Reasons for the Requested Relief**

19 The reason for the requested order is to promote efficiency and to conserve the  
20 time and resources of the Court as well as the parties. The parties understand that the  
21 Court’s Standing Order for all Civil Cases, dated September 17, 2013, provides that  
22 the Court hears civil motions on Thursdays at 2:00 p.m. and that case management  
23 conferences are held on Wednesdays at 2:00 p.m. Here, the Further CMC and the  
24 hearing on Plaintiff’s Motion are on back-to-back days. Counsel for both parties  
25 believe that it makes sense to have both events on the same day for the sake of  
26 efficiency and convenience.

27 Further, Defendant Securitas Security Services USA, Inc. (“SUSA”) has filed  
28 an Ex Parte Application for an Order Modifying Scheduling Order and Extending

1 Deadline to Participate in Mediation, in which SUSA requests that the Court relieve  
2 the parties from the current August 22, 2014 deadline to participate in mediation, and  
3 continue such deadline until after adjudication of Plaintiff's Motion and the close of  
4 any subsequent opt-in period. Should the Court grant SUSA's ex parte application  
5 and then issue a ruling on Plaintiff's Motion at the hearing, the parties believe it  
6 would make sense to then immediately conduct the CMC and for the Court to  
7 designate a new deadline for the parties to participate in mediation at that time.

8 Finally, counsel for SUSA respectfully asks the Court to take into  
9 consideration that she will be travelling from Los Angeles to San Francisco to  
10 participate in both the CMC and the hearing on Plaintiff's Motion. Conducting the  
11 CMC and the hearing on the same day would conserve her time and the resources of  
12 her client.

13 **B. Previous Time Modifications**

14 Pursuant to Local Rule 6-2(a)(2), the parties disclose that the only previous  
15 time modifications in the case were (1) the continuance of the Initial Case  
16 Management Conference from January 28, 2014 to February 12, 2014, following the  
17 November 14, 2013 reassignment of this case to this Court and (2) the June 11, 2014  
18 Clerk notice continuing the Further Case Management Conference from September  
19 10, 2014, to September 17, 2014.

20 **D. Effect on Case Schedule**

21 Pursuant to Local Rule 6-2(a)(3), the requested time modification would have  
22 minimal or no effect on the case schedule other than fostering efficiency and  
23 convenience for the Court and the parties. No other dates on the case schedule  
24 would be affected by the requested modification.

25 **III. STIPULATION**

26 THE PARTIES HEREBY STIPULATE, by and through their respective  
27 counsel, and respectfully request that the Court modify the case schedule in one of  
28 the following ways:

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- The Further Case Management Conference (currently set for September 17, 2014, at 2:00 p.m.) and the hearing on Plaintiff’s Motion for Certification of FLSA Collective Action and Issuance of Notice (currently set for September 18, 2014, at 2:00 p.m.) both shall be scheduled to take place on **September 17, 2014, at 2:00 p.m.**; or
- The Further Case Management Conference (currently set for September 17, 2014, at 2:00 p.m.) and the hearing on Plaintiff’s Motion for Certification of FLSA Collective Action and Issuance of Notice (currently set for September 18, 2014, at 2:00 p.m.) both shall be scheduled to take place on **September 18, 2014, at 2:00 p.m.**

Dated: August \_\_, 2014

THARPE & HOWELL, LLP

By: \_\_\_\_\_  
SHERRY B. SHAVIT  
GABRIEL J. PADILLA  
Attorneys for Defendant,  
SECURITAS SECURITY SERVICES,  
USA, INC.

Dated: August \_\_, 2014

THARPE & HOWELL, LLP

By: \_\_\_\_\_  
SHERRY B. SHAVIT  
GABRIEL J. PADILLA  
Attorneys for Defendant,  
SECURITAS SECURITY SERVICES,  
USA, INC.

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PURSUANT TO STIPULATION, IT IS ORDERED AS FOLLOWS:

~~\_\_\_\_\_ The Further Case Management Conference (currently set for September 17, 2014, at 2:00 p.m.) and the hearing on Plaintiff's Motion for Certification of FLSA Collective Action and Issuance of Notice (currently set for September 18, 2014, at 2:00 p.m.) both shall be scheduled to take place on September 17, 2014, at 2:00 p.m.~~

✓ The Further Case Management Conference (currently set for September 17, 2014, at 2:00 p.m.) and the hearing on Plaintiff's Motion for Certification of FLSA Collective Action and Issuance of Notice (currently set for September 18, 2014, at 2:00 p.m.) both shall be scheduled to take place on **September 18, 2014, at 2:00 p.m.**

**IT IS SO ORDERED.**

DATED: August 19, 2014

