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6 **UNITED STATES DISTRICT COURT**
 7 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**

8 JUAN CARLOS ARANA MORENO, JULIAN
 9 CASSANOVA POOT, LIBORIO CHAN, LUIS
 ALBERTO COLLI PERRERA, EDGAR DIAZ,
 10 JOSE MENCIA, RAUL ENRIQUE MISEK,
 SAMIR ROQUE, and JUAN ANTONIO
 11 SALDIVAR, individually and on behalf of other
 similarly aggrieved employees,

Plaintiffs,

vs.

12 IGNITE RESTAURANT GROUP, INC. DBA
 13 JOE'S CRAB SHACK and CRAB ADDISON,
 14 INC., DBA JOE'S CRAB SHACK, and DOES 1
 15 to 20,

Defendants.

Case No.: CV 13-5091 SI

JOINT STIPULATION AND ~~PROPOSED~~
ORDER TO CONTINUE CASE
MANAGEMENT CONFERENCE

VILLEGAS/CARRERA, LLP
 Attorneys At Law
 San Francisco

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1 WHEREAS, a case management conference in the instant action has been scheduled for
2 February 7, 2014;

3 WHEREAS, Plaintiffs JUAN CARLOS ARANA MORENO, JULIAN CASSANOVA
4 POOT, LIBORIO CHAN, LUIS ALBERTO COLLI PERRERA, EDGAR DIAZ, JOSE
5 MENCIA, RAUL ENRIQUE MISEK, SAMIR ROQUE, and JUAN ANTONIO SALDIVAR
6 (“Plaintiffs”) filed a Motion for Leave to File a First Amended Complaint and to Remand to
7 State Court (hereafter “Plaintiff’s Motion to Amend and Remand”) on January 27, 2014, seeking
8 to amend Plaintiffs’ Complaint and challenging this Court’s jurisdiction over this action;

9 WHEREAS, Defendants IGNITE RESTAURANT GROUP, INC. and CRAB
10 ADDISON, INC.’s (“Defendants”) opposition to Plaintiffs’ Motion to Amend and Remand is
11 due on February 10, 2014;

12 WHEREAS, the date for the hearing on Plaintiffs’ Motion to Amend and Remand is
13 March 21, 2014;

14 WHEREAS, Plaintiffs and Defendants (“the Parties”) believe that the Court should first
15 determine whether it has jurisdiction over this case before conducting a case management
16 conference, and that a case management conference will not be as productive as it would
17 otherwise be until the Court has ruled on Plaintiffs’ Motion to Amend and Remand;

18 WHEREAS, the Parties have not previously requested a continuance of the February 7,
19 2014 case management conference;

20 WHEREAS, the Parties believe such a continuance would serve the purposes of judicial
21 economy, would have no substantial effect on the scheduling of matters in this case, and will not
22 prejudice any party.

23 WHEREFORE, for the foregoing reasons, the Parties stipulate and agree that the case
24 management conference scheduled for February 7, 2014 at 2:30 p.m. be continued to a date that
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1 is convenient for the Court following the March 21, 2014 hearing on Plaintiffs' Motion to
2 Amend and Remand.

3 Dated:

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5 By: /s/ Edris W.I. Rodriguez
6 Karen C. Carrera
7 Virginia R. Villegas
8 Edris W.I. Rodriguez
9 VILLEGAS/CARRERA, LLP
10 Attorneys for PLAINTIFFS

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12 By: /s/ S. Shane Sagheb
13 Michael S. Kun
14 S. Shane Sagheb
15 Ted A. Gehring
16 EPSTEIN BECKER & GREEN,
17 P.C.
18 Attorneys for DEFENDANTS

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ORDER

Having considered the foregoing, the Court hereby orders as follows:

- 1) The stipulation be, and hereby is, granted; and
- 2) The case management conference in this action be, and hereby is, continued until

2 : 20 p April 18
: .m. on , 2014.



—
Hon. Susan Illston
U.S. District Court Judge