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11 Attorneys for Plaintiff, MARTINA HERNANDEZ, an individual
 12 and on behalf of all others similarly situated

13 [Additional Counsel of Record Information Appears on the Next Page]

14 UNITED STATES DISTRICT COURT
 15 NORTHERN DISTRICT OF CALIFORNIA
 16 SAN FRANCISCO DIVISION

<p>17 MARTINA HERNANDEZ, an individual, 18 appearing individually and on behalf of all 19 others similarly situated, 20 21 Plaintiff, 22 23 vs. 24 DMSI STAFFING LLC, ROSS STORES, 25 INC. and DOES 1 through 30, inclusive, 26 27 Defendants.</p>	<p>) Case No.: 3:14-CV-01531-EMC)) ASSIGNED TO THE HONORABLE) EDWARD M. CHEN)) STIPULATION TO CONTINUE FURTHER) CASE MANAGEMENT CONFERENCE) AND [PROPOSED] ORDER)) Date: January 29, 2015) Time: 1:15 p.m.) Courtroom: 5, 17th Floor))) Complaint Filed: February 27, 2014) Trial Date: Not yet set)</p>
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28 STIPULATION TO CONTINUE FURTHER CASE MANAGEMENT CONFERENCE
 AND [~~PROPOSED~~] ORDER, 3:14-CV-01531-EMC

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STIPULATION

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WHEREAS, on November 13, 2015 the Parties appeared for hearing on Defendants’ motion to compel arbitration and further case management conference. At the hearing Counsel for Plaintiff made an oral Motion to Dismiss Plaintiff’s claim under the Private Attorney General Act, California Labor Code section 2698 et seq. The Court ordered Plaintiff to make his request to dismiss the PAGA claim in writing and the Parties to submit supplemental briefs on Plaintiff’s request to dismiss the PAGA claim. The parties submitted such supplemental briefs and the Court then took the matter under submission. The Court set a further case management conference for January 29, 2015 and directed the Parties to file an updated joint case management conference statement by January 22.

WHEREAS, the Court has not ruled on Defendants’ motion to compel arbitration.

WHEREAS, on January 7, 2015 the Parties participated in an ADR Phone Conference with ADR attorney, Mr. Daniel Bowling. In view of the undecided motion to compel arbitration, the ADR Phone Conference was continued to February 18, 2015.

WHEREAS, there has been no discovery and no other hearings are scheduled in this case.

WHEREAS, the Parties concur that the January 29, 2015 further case management conference should be continued for 45 days.

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1 IT IS HEREBY STIPULATED by and between attorneys for the Parties that the
2 January 29, 2015 further case management conference be continued to March 17, 2015 or to
3 a date as ordered by the Court at 1:30 p.m.

4 Dated: January , 2015

LAW OFFICE OF NEAL J. FIALKOW, INC.

5
6 By: /s/ James S. Cahill
7 Neal J. Fialkow
8 James S. Cahill
9 Attorneys for Plaintiff, Martina
10 Hernandez, individually and on behalf
11 of all others similarly situated.

11 Dated: January , 2015

WOLFLICK & SIMPSON

12
13 By: /s/Gregory D. Wolflick
14 Gregory D. Wolflick
15 David B. Simpson
16 Attorneys for Defendants, DMSI
17 Staffing, LLC and Ross Stores

18 **Signature Attestation**

19 Pursuant to Civil Rule 5-1(i)(3) I hereby attest that all signatures are listed, on whose
20 behalf the filing is submitted, concur in the filing's content and have authorized the filing.

21 LAW OFFICE OF NEAL J. FIALKOW, INC.

22
23 By: /s/ James S. Cahill
24 Neal J. Fialkow
25 James S. Cahill
26 Attorneys for Plaintiff, Martina
27 Hernandez, individually and on behalf
28 of all others similarly situated.

ORDER

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Having read the foregoing Stipulation of the Parties and good cause appearing,
IT IS HEREBY ORDERED that the further case management conference is
continued from January 29, 2015 to March ²⁶, 2015 at ~~1:30 p.m.~~ 10:30 a.m.

IT IS FURTHER ORDERED that the Parties need not file their joint further case
management on January 22, 2015.

IT IS FURTHER ORDERED that the Parties are to file an updated joint case
management conference statement five (5) court days before the continued further case
management conference.

DATED: 1/22/15

