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11 Attorneys for Plaintiffs and the proposed Class

12 **UNITED STATES DISTRICT COURT**
13 **NORTHERN DISTRICT OF CALIFORNIA**

15 JOAN AMBROSIO, JANE LACAP, KEITH
16 SWICK, BILL CHAN, COSMIN BANU,
17 SHAHID RAHMATULLAH, DANA
18 ROGERS, TONY TRINH, CHRISTIAN
HALLORAN, NOVELETT WITT, ART
19 BAIMKIN, ANGELITO MUYOT JR.,
JASON RUIS, KESHAV LILBURN
20 KAMATH PEET SAPSIN, and ALICIA
ERBY

21 Plaintiffs,

22 v.

23 COGENT COMMUNICATIONS, INC.,

24 Defendant.

CLASS AND COLLECTIVE ACTION

Case No 3:14-cv-02182-RS

**JOINT STIPULATION PER LOCAL
RULE 6-2 and [~~PROPOSED~~] ORDER
REGARDING MOTION AND CASE
MANAGEMENT SCHEDULE**

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28 JOINT STIP PER LOCAL RULE 6-2 RE MTN AND CMC SCHEDULE;
[PROPOSED] ORDER

Case No. 14-02182-RS

STIPULATION

1
2 Plaintiffs Joan Ambrosio et al. (“Plaintiffs”) and Defendant Cogent Communications,
3 Inc. (“Defendant”)(collectively, the “Parties”), through their counsel, hereby stipulate and agree
4 that:

5 WHEREAS, on July 14, 2014, Defendant filed its Motion for Judgment on the Pleadings
6 to be heard in this Court on August 14, 2014 (Dkt. 12-14);

7 WHEREAS, on July 15, 2014, the Court continued the hearing on the Motion to August
8 28, 2014 at 1:30 p.m. (Dkt. 15);

9 WHEREAS, Plaintiffs’ counsel has several upcoming deadlines that conflict with the
10 current briefing schedule and hearing date, including a motion for class certification and a
11 hearing on that motion in a proposed statewide employment class action, an appeal in an
12 individual employment case, and active discovery including rescheduled depositions in an
13 individual discrimination case;

14 WHEREAS, the Parties have not previously sought any extension of time in this action;

15 WHEREAS, the Parties also propose that the Court continue the Initial Case
16 Management Conference, currently set for August 21, 2014, to the same date as the hearing on
17 Defendant’s motion.

18 NOW, THEREFORE, Plaintiffs and Defendant, through their respective counsel, hereby
19 stipulate, subject to the approval of the Court, to the following schedule:

20	September 4, 2014	Plaintiffs’ Opposition
21	September 18, 2014	Defendant’s Reply
22	October 2, 2014, 1:30 p.m.	Hearing/Initial Case Management Conference

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Dated: July 22, 2014

DUCKWORTH PETERS LEBOWITZ OLIVIER LLP

By: /s/ Monique Olivier
Monique Olivier
Attorneys for Plaintiffs

Dated: July 22, 2014

HAYNES & BOONE, LLP

By: /s/ Tamara I. Devitt*
Tamara I. Devitt
Attorneys for Defendant

*I, Monique Olivier, attest that Tamara Devitt has concurred in the filing of this document.
(L.R. 5-1(i).)

~~PROPOSED~~ ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: 7/24/14


Richard Seeborg, Judge
United States District Court