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15
 16 **UNITED STATES DISTRICT COURT**
 17 **NORTHERN DISTRICT OF CALIFORNIA**
 18

19 Thomas Carnes, by and through his Guardian ad Litem,
 20 Juliana Christine Clegg, on his own behalf and on behalf
 of others similarly situated,
 21 Plaintiff,
 22 vs.
 23 Atria Senior Living, Inc. and Does 1 Through 100,
 24 Defendants.
 25

CASE NO. 3:14-cv-02727-VC
STIPULATION AND
[PROPOSED] ORDER TO
RESET THE CASE
MANAGEMENT
CONFERENCE
 Judge: Hon. Vince Chhabria
 CMC: December 16, 2014,
 10:00 a.m.

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 27
 28 **STIPULATION AND [PROPOSED] ORDER TO RESET THE CASE MANAGEMENT CONFERENCE**
Carnes v. Atria Senior Living, Inc., Case No. 3:14-cv-02727-VC

1 **STIPULATION**

2 The Parties hereby provide notice of their stipulation to reset the Case Management
3 Conference, currently scheduled for December 16, 2014, at 10:00 a.m.

4 **WHEREAS**, the Initial Case Management Conference in this case was initially set for
5 September 10, 2014, with Magistrate Judge Donna M. Ryu;

6 **WHEREAS**, this case was reassigned to the Honorable Vince Chhabria on July 29, 2014,
7 and the Initial Case Management Conference was reset *sua sponte* to September 30, 2014;

8 **WHEREAS**, on September 11, 2014, Defendants filed a motion to dismiss Plaintiff’s First
9 Amended Complaint;

10 **WHEREAS**, on September 11, 2014, this Court reset the Case Management Conference
11 *sua sponte* to November 25, 2014;

12 **WHEREAS**, on November 6, 2014, this Court granted Defendants’ motion to dismiss
13 Plaintiff’s First Amended Complaint with leave to amend;

14 **WHEREAS**, on November 7, 2014, this Court reset the Case Management Conference *sua*
15 *sponte* to December 16, 2014;

16 **WHEREAS**, on November 12, 2014, this Court granted the Parties’ stipulated request to
17 extend the deadline for Plaintiff to file his Second Amended Complaint to December 11, 2014;

18 **WHEREAS**, under the Standing Order for Civil Cases Before Judge Vince Chhabria, a
19 request to continue a case management conference must be made no later than seven days prior to
20 the scheduled appearance,

21 **WHEREAS**, the Parties, upon meeting and conferring, have agreed to reset the Case
22 Management Conference currently set for December 16, 2014, to January 20, 2015, in light of the
23 fact that Plaintiff will file his Second Amended Complaint on or before December 11, 2014;

24 **NOW THEREFORE**, the Parties, by and through their counsel of record and subject to
25 Court approval, hereby stipulate that:

26 1. The Case Management Conference set for December 16, 2014, at 10:00 a.m.,
27 should be reset to January 20, 2015, or a later date pursuant to the Court’s availability; and

