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21 Union of America, AFL/CIO

22 UNITED STATES DISTRICT COURT
23
24 NORTHERN DISTRICT OF CALIFORNIA

25 MARK LETBETTER, et al.)
26)
27 Plaintiffs,)
28)
v.)
LOCAL 514, TRANSPORT WORKERS)
UNION OF AMERICA, AFL/CIO,)
29 Defendant.)
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Case No. 3:14-cv-04075-VC
STIPULATION AND [PROPOSED]
ORDER CONTINUING CASE
MANAGEMENT CONFERENCE
Civ. L.R. 6-2
Date: n/a
Time: n/a
Ctm.: 4
Judge: Hon. Vince Chhabria

1 Plaintiffs Mark Letbetter et al. (collectively “Plaintiffs”), Defendant Transport Workers
2 Union of America (“TWU”), and Defendant Local 514, Transport Workers Union of America
3 (“Local 514”), herein referred to collectively as the “Parties,” hereby stipulate, by and through
4 their respective attorneys of record, as follows:

5 WHEREAS, on September 17, 2014, the Court issued an order relating the above-
6 captioned matter to Demetris, et al. v. Transport Workers Union of America, AFL/CIO, Case No.
7 3:13-cv-05566-VC (N.D. Cal.) (the “Demetris Action”) and set an initial case management
8 conference for September 30, 2014 at 10:00 a.m. to coincide with a case management conference
9 in Demetris rescheduled for the same date and time;

10 WHEREAS, Stephen Berzon, lead counsel for Defendant TWU, is traveling for prior
11 work commitments on September 30, 2014 and therefore is not available to attend the case
12 management conferences currently set for that day;

13 WHEREAS, due to various scheduling conflicts among counsel for TWU, counsel for
14 Demetris Plaintiffs, counsel for Letbetter Plaintiffs, and counsel for defendant Local 514 in this
15 action, the next Tuesday on which all counsel are available is November 4, 2014; and

16 WHEREAS, no other deadlines have yet been set in either the above-captioned matter or
17 in Demetris, and therefore rescheduling the September 30, 2014 case management conference in
18 both cases will not affect any other case scheduling deadlines;

19 Hence, pursuant to Civil Local Rule 6-2, the Parties stipulate that the case management
20 conferences currently set for September 30, 2014 in the above-captioned matter and in the
21 related Demetris Action shall be rescheduled for November 4, 2014 at 10:00 a.m., provided that
22 date is convenient for the Court.

23 Dated: September 23, 2014

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by: /s/ Connie K. Chan
Connie K. Chan

Attorneys for Defendant TWU

Dated: September 23, 2014

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Dated: September 23, 2014

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by: /s/ Stratton Taylor
Stratton Taylor

Attorneys for Plaintiffs

1 **DECLARATION OF CONNIE K. CHAN IN SUPPORT OF STIPULATION**

2 I, Connie K. Chan, declare as follows:

3 1. I am a member in good standing of the bar of the State of California and am
4 counsel for Defendant TWU in the above-captioned case. I am also counsel for Defendant TWU
5 in the related case *Demetris, et al. v. Transport Workers Union of America, AFL/CIO*, Case No.
6 3:13-cv-05566-VC (N.D. Cal.) (the “*Demetris Action*”). I make this declaration in support of the
7 Parties’ stipulated request to move the case management conference currently set for September
8 30, 2014. The facts set forth in this declaration I know to be true of my own personal
9 knowledge, except where such facts are stated to be based on information and belief, and those
10 facts I believe to be true.

11 2. On September 17, 2014, the Court issued an order relating this action to the
12 *Demetris Action*, and set an initial case management conference in this matter for September 30,
13 2014, at 10:00 a.m. That same day, the Court reset the case management conference in the
14 *Demetris Action* originally scheduled for September 18, 2014 at 2:00 p.m. to September 30,
15 2014, at 10:00 a.m.

16 3. Due to previously scheduled work commitments, Stephen Berzon, lead counsel
17 for TWU in both this action and the related *Demetris Action*, will be traveling on September 30,
18 2014 and therefore is not able to attend the case management conferences currently scheduled for
19 that day.

20 4. I informed counsel for *Demetris* plaintiffs, counsel for *Letbetter* plaintiffs, and
21 counsel for defendant Local 514 in the *Letbetter Action* of Mr. Berzon’s scheduling conflict and
22 requested that they stipulate to continue the case management conferences to a mutually
23 agreeable date.

24 5. Upon information and belief, due to counsel’s various scheduling conflicts, the
25 next Tuesday on which all counsel are available is November 4, 2014.

26 6. No other deadlines have yet been set in either matter, and therefore rescheduling
27 the September 30, 2014 case management conference in both cases will not affect any other case
28 scheduling deadlines.

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I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge. Executed at San Francisco, California on September 23, 2014.

/s/ Connie K. Chan _____
Connie K. Chan

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~~PROPOSED~~ ORDER

Pursuant to the Parties' stipulation and for good cause shown, the Case Management Conference currently set for September 30, 2014 at 10:00 a.m. is hereby rescheduled to November 4, 2014 at 10:00 a.m.

IT IS SO ORDERED.

Dated: September 24, 2014

