

MILLER LAW GROUP  
A PROFESSIONAL CORPORATION  
CALIFORNIA

1 Janine S. Simerly (SBN 102361)  
jss@millerlawgroup.com  
2 MILLER LAW GROUP  
3 A Professional Corporation  
4 111 Sutter Street, Suite 700  
5 San Francisco, CA 94104  
6 Tel. (415) 464-4300  
7 Fax (415) 464-4336

6 Attorneys for Defendants  
7 McCORMICK & SCHMICK RESTAURANT CORP.;  
8 McCORMICK & SCHMICK'S SEAFOOD  
9 RESTAURANTS, INC.; and LANDRY'S, INC.

9 Arlo Garcia Uriarte (SBN 231764)  
Un Kei Wu(SBN 270058)  
10 Ernesto Sanchez(SBN 278006)  
11 Brent A. Robinson (SBN 289373)  
12 LIBERATION LAW GROUP, P.C.  
13 2760 Mission Street  
14 San Francisco, CA 94110  
15 Tel: (415) 695-1000  
16 Fax: (415) 695-1006

15 Attorneys for Plaintiff  
16 MAUELLE MITCHELL

16 UNITED STATES DISTRICT COURT  
17 NORTHERN DISTRICT OF CALIFORNIA

19 Maudelle Mitchell,  
20  
21 Plaintiff,

22 v.

23 McCormick & Schmick's Seafood  
24 Restaurants, Inc., Landry's Inc., and DOES 1-  
25 25,  
26 Defendants.

Case No.: C 14-04974 RS

**STIPULATION AND [~~PROPOSED~~] ORDER  
CONTINUING DEADLINE FOR  
COMPLETION OF MEDIATION**

Complaint filed: August 29, 2014  
Trial Date: January 19, 2016

1 Plaintiff MAUDELLE MITCHELL (“Plaintiff”) and Defendants McCORMICK &  
2 SCHMICK RESTAURANT CORP., McCORMICK & SCHMICK’S SEAFOOD,  
3 RESTAURANTS, INC., and LANDRY’S, INC. (“Defendants”), by and through their  
4 respective undersigned attorneys, hereby stipulate and agree to continue the deadlines for  
5 the parties to complete mediation in this matter.

6  
7 WHEREAS, on November 10, 2014, Defendant removed this matter to this  
8 Court from the Alameda Superior Court based on Diversity Jurisdiction;

9  
10 WHEREAS, on February 19, 2015, the parties attended an Initial Case  
11 Management Conference;

12  
13 WHEREAS, on February 19, 2015, the Court issued a Case Management  
14 Order setting the last day for the parties to hold mediation of this matter on June 19, 2015;

15  
16 WHEREAS, on March 16, 2015, the Court filed a Notice of Appointment of  
17 Mediator of JoAnne Dellaverson;

18  
19 WHEREAS, Ms. Dellaverson is on vacation and unavailable for most of the  
20 month of June;

21  
22 WHEREAS counsel for the parties have conferred and all parties have agreed  
23 to have the mediation on July 23, 2015;

24  
25 WHEREAS, trial of this matter is not scheduled until January 19, 2016, and the  
26 July 20 mediation date will have no impact on the trial date or any other pre-trial dates;

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

NOW, THEREFORE,

IT IS HEREBY STIPULATED AND AGREED by and between Plaintiffs and Defendant, by and through their respective undersigned attorneys of record, to continue the last date to complete mediation from June 19, 2015 to July 31, 2015.

Good cause exists for this continuance of the existing date of the Court's Order for the reasons set forth above.

**IT IS SO STIPULATED.**

Dated: March 31, 2015

LIBERATION LAW GROUP

By: \_\_\_\_\_ /s/ Arlo Garcia Uriarte

Arlo Garcia Uriarte  
Un Kei Wu  
Ernesto Sanchez  
Brent A. Robinson  
Attorneys for Plaintiffs  
MAUDELLE MITCHELL

Dated: March 31, 2015

MILLER LAW GROUP  
A Professional Corporation

By: \_\_\_\_\_ /s/ Janine S. Simerly

Janine S. Simerly  
Attorneys for Defendants  
McCORMICK & SCHMICK RESTAURANT  
CORP.; McCORMICK & SCHMICK'S  
SEAFOOD RESTAURANTS, INC.; and  
LANDRY'S, INC.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

~~[PROPOSED]~~ ORDER

Having reviewed the Stipulation executed by Plaintiff MAUELLE MITCHELL and Defendants McCORMICK & SCHMICK RESTAURANT CORP., McCORMICK & SCHMICK'S SEAFOOD, RESTAURANTS, INC., and LANDRY'S, INC., and good cause appearing, the Court hereby orders that:

- The deadline for the parties to complete the mediation of this matter through the Northern District ADR program is hereby continued from June 19, 2015 to July 31, 2015.

**PURSUANT TO STIPULATION, IT IS SO ORDERED.**

Dated: 4/1/15



Hon. Richard Seeborg  
District Judge

4849-6390-0706, v. 1