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7 Attorneys for Defendant
 8 PRECISION GENERAL COMMERCIAL
 CONTRACTORS, INC.

9 UNITED STATES DISTRICT COURT
 10 NORTHERN DISTRICT OF CALIFORNIA

12 RICHARD BERGER, an individual,
 13 Plaintiff,
 14 v.
 15 PRECISION GENERAL COMMERCIAL
 CONTRACTORS, INC.; and
 16 DOES 1 through 50, inclusive,
 17 Defendants.

Case No. 3:14-cv-05002 EMC

**STIPULATION [AND ORDER] TO
 CONTINUE (1) HEARING DATE ON
 DEFENDANT'S MOTION FOR
 SUMMARY JUDGMENT; AND (2)
 FURTHER STATUS CONFERENCE**

Judge: Hon. Edward M. Chen
 Complaint Filed: 10/04/2013
 Trial Date: 03/28/16

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 19 WHEREAS, on June 23, 2015, Defendant Precision General Commercial Contractors,
 20 Inc. filed its Motion for Summary Judgment, noticing the motion for hearing on July 30, 2015.

21 WHEREAS, this noticed hearing date does not work with the schedules of all counsel;

22 WHEREAS, all counsel have met and conferred, and agreed to a mutually acceptable
 23 hearing date of September 3, 2015;

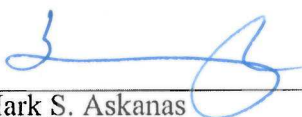
24 WHEREAS, this Stipulation is not entered into for any improper purpose, and will not
 25 delay the case or prejudice either party. Trial is presently scheduled for March 28, 2016, and the
 26 deadline for dispositive motions to be heard is presently December 17, 2015. A Further Status
 27 Conference is presently scheduled for August 27, 2015 which the parties respectfully request be

1 continued to the rescheduled Motion for Summary Judgment Hearing date to September 3, 2015,
2 or such other day as the Court may schedule the hearing on Defendant's Motion for Summary
3 Judgment.

4 **SO STIPULATED AND AGREED.**

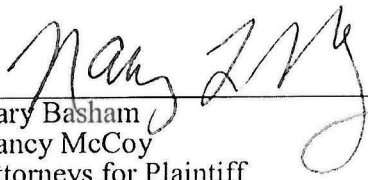
5
6 Dated: June 29, 2015

JACKSON LEWIS P.C.

7
8 By: 
9 Mark S. Askanas
10 Dylan B. Carp
11 Rina Wang
12 Attorneys for Defendant
13 PRECISION GENERAL COMMERCIAL
14 CONTRACTORS, INC.

15
16 Dated: June 29, 2015

BASHAM LAW GROUP

17
18 By: 
19 Gary Basham
20 Nancy McCoy
21 Attorneys for Plaintiff
22 RICHARD BERGER

23 **ORDER**

24 WHEREAS, pursuant to the Stipulation of the Parties, and good cause appearing, it is
25 hereby ordered:

- 26 (1) The present July 30, 2015 hearing date, and all associated briefing dates, on
27 Defendant's pending Motion for Summary Judgment are hereby vacated.
- 28 (2) Defendant's Motion for Summary Judgment is now rescheduled for hearing on
September 3, 2015 at 1:30 p.m. in Courtroom 5, 17th Floor, San Francisco, before
Judge Edward M. Chen. The deadline for Plaintiff's response is August 6, 2015, and
the deadline for Defendant's reply is August 20, 2015.

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(3) The current Status Conference scheduled for August 27, 2015 is hereby continued to
September 3, 2015, at 1:30 p.m. in Courtroom 5, 17th Floor,
San Francisco, before Edward M. Chen. An updated joint status report shall
be filed by August 27, 2015.

IT IS SO ORDERED.

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Dated: June 29, 2015

4819-5381-4309, v. 1

By:

