

1 SEDGWICK LLP  
 2 STEPHANIE A. SHERIDAN, State Bar No. 135910  
 3 *stephanie.sheridan@sedgwicklaw.com*  
 4 ANTHONY J. ANSCOMBE, State Bar No. 135883  
 5 *anthony.anscombe@sedgwicklaw.com*  
 6 MEEGAN B. BROOKS, State Bar No. 298570  
 7 *meegan.brooks@sedgwicklaw.com*  
 8 333 Bush Street, 30th Floor  
 9 San Francisco, CA 94104-2834  
 10 Telephone: 415.781.7900  
 11 Facsimile: 415.781.2635

12 Attorneys for Defendants  
 13 ALERE HOME MONITORING, INC.  
 14 and ALERE SAN DIEGO, INC.

15 KERSHAW, CUTTER & RATINOFF, LLP  
 16 William Kershaw, State Bar No. 057486  
 17 *wkershaw@kcrlegal.com*  
 18 Stuart C. Talley, State Bar No. 180374  
 19 *stalley@kcrlegal.com*  
 20 401 Watt Avenue  
 21 Sacramento, California 95864  
 22 Telephone: 916.448.9800  
 23 Facsimile: 916.669.4499

24 Attorneys for Plaintiff  
 25 STEVE SHIELDS

26 **UNITED STATES DISTRICT COURT**  
 27 **NORTHERN DISTRICT OF CALIFORNIA**  
 28 **SAN FRANCISCO DIVISION**

29 STEVE SHIELDS,

30 Plaintiff.

31 v.

32 ALERE HOME MONITORING, INC. and  
 33 ALERE SAN DIEGO, INC.

34 Defendants.

Case No. 3:15-cv-02580-CRB

Hon. Charles R. Breyer

**JOINT STIPULATION AND ORDER TO  
 CONTINUE CASE MANAGEMENT  
 CONFERENCE AND ADR DEADLINES**



1 Pursuant to Civil Local Rules 16-2 and 7-12, Plaintiff Steve Shields (“Plaintiff”) and  
2 Defendants Alere Home Monitoring, Inc. and Alere San Diego, Inc. (“Defendants”), hereby agree  
3 and stipulate that good cause exists to request an order from the Court rescheduling the Initial  
4 Case Management Conference currently set for November 13, 2015.

5 WHEREAS, Plaintiff filed a Complaint on June 10, 2015 and a First Amended Complaint  
6 on July 27, 2015, and thereafter served the First Amended Complaint on Defendants;

7 WHEREAS, on June 18, 2015, the Court scheduled a Case Management Conference for  
8 September 11, 2015 (Dkt. #9), and set the deadline for filing a Joint Case Management Statement  
9 as September 4, 2015;

10 WHEREAS, on September 1, 2015, the Parties filed a Stipulation to continue the Case  
11 Management Conference and ADR deadlines until after Defendants’ motion to dismiss was fully  
12 briefed and decided (Dkt. #19);

13 WHEREAS, on September 4, 2015, the Court granted that Stipulation, and rescheduled the  
14 Case Management Conference for November 13, 2015 at 8:30 a.m. (Dkt. #20);

15 WHEREAS, Defendants’ counsel has a scheduling conflict on November 13, 2015; the  
16 Parties therefore request that the Case Management Conference be rescheduled for the following  
17 Friday, November 20, 2015; the Parties also request that their deadline to comply with the ADR  
18 requirement be continued until on or after the date of the Case Management Conference, so that  
19 they may discuss their options at the Conference, pursuant to ADR Local Rule 3-5(e);

20 WHEREAS, the Parties do not seek to reset these dates for the purpose of delay, and the  
21 proposed new dates will not have an effect on any pre-trial and trial dates as the Court has yet to  
22 schedule these dates; and

23 NOW, THEREFORE, the Parties hereby stipulate and respectfully request that the Court  
24 continue the Case Management Conference one week, until November 20, 2015. The Parties also  
25 respectfully request that the court extend the deadline to comply with the ADR requirement until  
26 on or after the date of the Case Management Conference.

27 **IT IS SO STIPULATED.**

28

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

Dated: September 23, 2015

By: /s/ Stephanie Sheridan  
Stephanie Sheridan  
Anthony Anscombe  
Meegan Brooks  
SEDGWICK LLP  
*Counsel for Defendants*  
ALERE HOME MONITORING, INC. and  
ALERE SAN DIEGO, INC.

Dated: September 23, 2015

By: /s/ Stuart Talley  
Stuart Talley  
William Kershaw  
KERSHAW, CUTTER, & RATINOFF LLP  
*Counsel for Plaintiff*  
STEVE SHIELDS

**ATTESTATION**


Pursuant to Local Rule 5-1(i)(3), I, Stephanie Sheridan, attest that all other signatories listed herein, and on whose behalf this filing is being submitted, concur in this filing's content and have authorized the filing.

By: /s/ Stephanie Sheridan

**ORDER**

PURSUANT TO STIPULATION, IT IS SO ORDERED that the Case Management Conference and ADR deadlines are continued until November 20, 2015.

DATED: September 28, 2015

By:   
Hon. Charles R. Breyer  
UNITED STATES DISTRICT JUDGE