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6 Attorneys for Plaintiff
 7 IVETTE RIVERA

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 9 **UNITED STATES DISTRICT COURT**
 10 **NORTHERN DISTRICT OF CALIFORNIA**

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 12 IVETTE RIVERA,
 13
 14 Plaintiff,

15 v.

16 AMERICAN FEDERATION OF STATE,
 17 COUNTY, AND MUNICIPAL EMPLOYEES,
 18 AFL-CIO, LOCAL 444,
 19 Defendant.

Case No. 3:16-cv-04959 WHO

**STIPULATION AND ORDER
 TO CONTINUE HEARING DATE ON
 MOTIONS TO DISMISS AND
 SANCTIONS**

Judge: Hon. William H. Orrick
 Courtroom: 2, 17th Floor

1 PLEASE TAKE NOTICE that the parties to this action, Plaintiff IVETTE RIVERA and
2 Defendant AMERICAN FEDERATION OF STATE, COUNTY, AND MUNICIPAL
3 EMPLOYEES, AFL-CIO, LOCAL 444 (“Local 444”), hereby stipulate to continue the existing
4 hearing date, June 7, 2017, at 2:00 p.m., on Defendant Local 444’s Motion to Dismiss and
5 Sanctions (Doc. No. 25) and Motion for Sanctions (Doc. No. 29), to June 28, 2017, at 2:00 p.m.

6 There exists good cause in which to grant this stipulation as Plaintiff’s lead trial counsel,
7 David M. Poore, will be on a pre-paid vacation out of state, with limited access to phone and
8 email, from June 7, 2017, to June 16, 2017. The parties have met and conferred, and consulted
9 with the Court’s clerk about an appropriate hearing date, and all parties stipulate to a hearing date
10 on June 28th.

11 The parties are not making this request for the purpose of any undue delay, and no party
12 would suffer any prejudice if this stipulation was granted.

13 IT IS HEREBY STIPULATED between the parties that the hearing date set for June 7,
14 2017, at 2:00 p.m., be continued to June 28, 2017, at 2:00 p.m.

15 SO STIPULATED.

16
17 Dated: May 23, 2017

WEINBERG, ROGER & ROSENFELD

18
19 //s// Emily Rich
EMILY RICH
Attorneys for Defendant LOCAL 444

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21 Dated: May 23, 2017

BROWN | POORE LLP

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23 //s// David M. Poore
DAVID M. POORE
Attorneys for Plaintiff IVETTE RIVERA

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CIVIL LOCAL RULE 5-1(i)(3) ATTESTATION

I hereby attest that concurrence in the filing of this document has been obtained from each of the other signatories to this document.

DATED: May 23, 2017

By: /s/David M. Poore

DAVID M. POORE
Attorney for Plaintiff

PROPOSED ORDER

GOOD CAUSE SHOWING, the Stipulation is GRANTED. There exists good cause in which to continue the hearing date on Defendant’s Motion to Dismiss and Sanctions (Doc. No. 25) and Motion for Sanctions (Doc. No. 29), due to the unavailability of Plaintiff’s lead trial counsel on a pre-paid vacation.

IT IS HEREBY ORDERED that the hearing date of June 7, 2017, be continued to June 28, 2017, at 2:00 p.m., in Courtroom 2, 17th Floor.

SO ORDERED.

Dated: June 2, 2017


UNITED STATES DISTRICT COURT