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

13 EUGENE SCALIA, Secretary of Labor,
 14 UNITED STATES DEPARTMENT OF
 15 LABOR,¹
 16 Plaintiff,
 17 v.
 18 TFORCE FINAL MILE WEST LLC, a
 19 Delaware company; and ON COURIER 365,
 20 INC., a California corporation,
 21 Defendants.

Case No. 3:17-cv-06624 RS-SK

**STIPULATION TO CONTINUE DATE OF
 SETTLEMENT CONFERENCE ; ORDER**

Complaint Filed: November 16, 2017
 Trial Date: August 24, 2020

20 Plaintiff SECRETARY OF LABOR, UNITED STATES DEPARTMENT OF LABOR
 21 (“Secretary”), and Defendants TFORCE FINAL MILE WEST LLC (“TForce”) and ON COURIER
 22 365, INC. (“OC 365”) (collectively, “the parties”), stipulate as follows:

- 23 1. WHEREAS, on October 7, 2019, the Court entered a stipulated order modifying the
 24 scheduling order and continuing the trial date. ECF 77;
- 25 2. WHEREAS, per the October 7 order, the settlement conference with Magistrate
 26 Judge Westmore scheduled for October 28, 2019, shall be continued to a mutually-convenient date

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 28 ¹ Eugene Scalia was appointed Secretary of Labor effective September 30, 2019. Pursuant to Fed. R. Civ. P. 25(d) the caption has been changed to reflect the appointment

1 on or before January 31, 2020;

2 3. WHEREAS, the parties have met and conferred on a mutually-convenient dates to
3 reschedule the settlement conference;

4 NOW, THEREFORE, the Parties hereby stipulate and request an order as follows:

5 4. The settlement conference date shall be continued to a date in January 2020. Parties
6 are not available on the following dates: January 1-3, 6-9, 15, 17, 23-24, 27-31.

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8 PURSUANT TO STIPULATION, IT IS SO ORDERED.

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10 The Settlement Conference shall be continued to January 13, 2020 at 11 a.m.

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12 DATED: 10/18/2019



HON. KANDIS WESTMORE
UNITED STATES MAGISTRATE JUDGE

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16 Respectfully submitted,

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18 DATE: October 10, 2019

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s/ Katherine E. Cameron

s/ Ellen Arabian-Lee

s/ Brian Berry

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KATHERINE E.
CAMERON

ELLEN C. ARABIAN-
LEE

BRIAN D. BERRY

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U.S. Department of Labor

Arabian-Lee Law Corp.

Ogletree Deakins Nash Smoak
& Stewart, P.C.

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Secretary of Labor

Attorney for Defendant
On Courier 365, Inc.

Attorney for Defendant
TForce Final Mile West, LLC

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