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 ARNESHA GARNER

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

ARNESHA M. GARNER, on behalf of
 herself and all others similarly situated,
 Plaintiff,
 v.
 STATE FARM MUTUAL
 AUTOMOBILE INSURANCE
 COMPANY, et al.,
 Defendant.

CASE NO. CV 08 1365 CW (EMC)
**STIPULATION REGARDING MOTION
 FOR CLASS CERTIFICATION ORDER
 THEREON AS MODIFIED**

Arnesha Garner (“Plaintiff”) and State Farm Mutual Automobile Insurance Company
 (“Defendant”), collectively referred to herein as the “Parties,” by and through their attorneys of
 record, hereby stipulate as follows:



1 1. On Friday October 23, 3009, the Parties participated in a mediation in this matter
2 before the Honorable Daniel Weinstein (Ret.) of JAMS in New York. The mediation was
3 productive and the Parties continue to work together to reach an informal resolution of this
4 matter.

5 2. Plaintiff's motion for class certification was previously scheduled to be heard by
6 the Court on October 29, 2009 at 2:00 p.m.

7 3, On October 28, 2009, the Parties jointly requested and stipulated that the hearing
8 on Plaintiff's motion for class certification be continued until December 3, 2009 at 2:00 p.m. in
9 order to allow the Parties to continue the process begun during the mediation.

10 4. Negotiations among the Parties are continuing and significant progress has been
11 made. The Parties, therefore, jointly request and stipulate that the hearing be continued until
12 January 7, 2010 at 2:00 p.m.

13 DATED: November 30, 2009

SEDGWICK, DETERT, MORAN & ARNOLD LLP

14
15 By: /s/ Laura Goodman

Laura L. Goodman
Attorneys for Defendant
STATE FARM MUTUAL AUTOMOBILE
INSURANCE COMPANY

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17
18 DATED: November 30, 2009

BIRKA-WHITE LAW OFFICES

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20 By: /s/ David Birka-White

David M. Birka-White
Attorneys for Plaintiff
ARNESHA GARNER

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22
23 IT IS SO ORDERED, EXCEPT THE MOTION WILL BE DECIDED ON THE PAPERS.

24
25 DATED: 12/1 , 2009



26
27
28 THE HONORABLE CLAUDIA WILKEN
UNITED STATES DISTRICT JUDGE