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13 Attorneys for Defendant
TD Ameritrade, Inc.

14
15 **UNITED STATES DISTRICT COURT**
16 **NORTHERN DISTRICT OF CALIFORNIA**

17
18 JASON THOMAS, individually, and on) **Case No.: C 08-02397 WDB**
behalf of all others similarly situated,)
19) **CLASS ACTION**
Plaintiff,)
20) **STIPULATION AND [PROPOSED] ORDER**
vs.) **TO CONTINUE CASE MANAGEMENT**
21) **CONFERENCE DATE**
22)
TD AMERITRADE, INC.,)
23)
Defendant.)
24 _____)

25
26 **WHEREAS**, this Court’s September 30, 2008 Case Management Order required the parties
27 to attend a private mediation before December 9, 2008;

28

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WHEREAS, the parties attended a private mediation on December 9, 2008 and reached a tentative settlement;

IT IS THEREFORE STIPULATED AND AGREED, by and between the parties hereto, through their attorneys of record, as follows:

The Case Management Conference, currently set for December 18, 2008, should be continued to at least February 10, 2008:
9

I, Eileen M. Bissen, attest that I have obtained concurrence from Julie A. Kole in the filing of this Stipulation and Proposed Order Continuing the Case Management Conference Date. *See* N.D. Cal. General Order 45 § 10(b).

Dated: December 11, 2008

KEESAL, YOUNG & LOGAN, APC

By: /e/Julie A. Kole
Julie A. Kole, Esq.
Attorneys for Defendant
TD Ameritrade, Inc.

Dated: December 11, 2008

SCOTT COLE & ASSOCIATES, APC

By: /e/Eileen M. Bissen
Eileen M. Bissen, Esq.
Attorneys for the Representative Plaintiff
and the Plaintiff Class

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IT IS HEREBY ORDERED that:

The Case Management Conference, currently scheduled for December 18, 2008, is hereby continued to February 19, 2009, at 4:00 p.m.

Dated: December 12, 2008

By: 
Hon. Wayne D. Brazil
United States Magistrate Judge

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