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10 Attorneys for Defendants
 Kenneth Marzion, Lori McGartland and Sharen
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12 UNITED STATES DISTRICT COURT
 13 NORTHERN DISTRICT OF CALIFORNIA

14 CALIFORNIA COUNTY SUPERINTENDENTS
 OF SCHOOLS EDUCATIONAL
 15 ASSOCIATION (CCSESA), ET AL.,

Civil No. CV 08-04806-CW

**STIPULATION AND ORDER TO
 CONTINUE CASE MANAGEMENT
 CONFERENCE**

16 Plaintiffs,

Date: February 3, 2009
 Time: 2:00 p.m.
 Dept.: 2

17 vs.

Compl. Filed: October 22, 2008

18 KENNETH MARZION, individually and in his
 19 official capacity as Interim Chief Executive
 Officer of the CALIFORNIA PUBLIC
 20 EMPLOYEES' RETIREMENT SYSTEM; LORI
 MCGARTLAND, individually; SHAREN B.
 21 SCOTT, individually,

Honorable Claudia Wilken

22 Defendants.
 23

24 Plaintiffs California County Superintendents of Schools Educational Association and
 25 Defendants Kenneth Marzion, Lori McGartland, and Sharen B. Scott, by and through their
 26 respective attorneys of record, hereby stipulate and agree that:
 27

28 For the case management conference currently scheduled for February 3, 2009, Plaintiffs'

REED SMITH LLP
 A limited liability partnership formed in the State of Delaware

1 counsel is unavailable because the administrative hearing involving the San Joaquin County
2 Superintendent of Schools will occur from January 29, 2009 through February 10, 2009, and he is
3 out of the country from February 12-20, 2009, and therefore the case management conference should
4 be rescheduled for **March 3, 2009, at 2:00 p.m.** or as the Court otherwise determines.

5 DATED: December 5, 2008.

6 REED SMITH LLP

7
8 By /s/ Theodore T. Ting
9 Theodore T. Ting
10 Attorneys for Defendants

11 DATED: December 5, 2008.

12 LAW OFFICES OF SCOTT N. KIVEL

13
14 By /s/ Scott N. Kivel
15 Scott N. Kivel
16 Attorney for Plaintiffs

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18 **IT IS SO ORDERED:**

19 12/10/08

20 Date: _____



21
22 _____
23 The Honorable Claudia Wilken
24 United States District Judge