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Attorneys for Defendant CITIGROUP GLOBAL MARKI	ETS, INC.	
UNIT	ED STATES	DISTRICT COURT
NORTH	ERN DISTRI	CT OF CALIFORNIA
GEORGE PUTNAM, an individ	dual,	Case No. CV 09 2230 CW-ENE
	Plaintiff,	STIPULATION AND ORDER TO
vs.)	CONTINUE THE DECEMBER 1, 2009 CASE MANAGEMENT CONFERENCE
CITIGROUP GLOBAL MARKE	ETS, INC.,	AS MODIFIED
a New York corporation; and D through 10, inclusive,	OES 1	Date: December 1, 2009 (CMC)
	efendant.	Time: 2:00 p.m. Place: Courtroom 2,
)	Judge: Honorable Claudia Wilken
		by and between Plaintiff GEORGE
		ROUP GLOBAL MARKETS INC.
		neys of record, as follows. Plaintiff and
Citigroup are collectively referr		
WHEREAS, on No	ovember 5, 20	09, the Parties and their counsel
	-	· 1 - KYL_SF4965

participated in an Early Neutral Evaluation ("ENE") session; and

WHEREAS, the matter did not settle during the ENE session; and WHEREAS, pursuant to the Parties' prior stipulation and the Court's August 27, 2009 Order upon the Parties' Stipulation [Docket No. 16], Citigroup's response to the Complaint is due 20 days after the filing of the Notice that is being filed concurrently herewith; and

WHEREAS, Citigroup intends to file a Motion to Compel Arbitration within the current deadline to respond; and

WHEREAS, Plaintiff currently intends to oppose Citigroup's anticipated Motion to Compel Arbitration; and

WHEREAS, the Case Management Conference ("CMC") is currently scheduled for December 1, 2009; and

WHEREAS, the CMC was previously continued once to allow the Parties to complete their ENE session.

NOW, THEREFORE, the undersigned Parties hereby stipulate to, and request the Court's approval of the following:

- Subject to the Court's approval, the December 1, 2009 CMC will be continued until after the Court rules on Citigroup's Motion to Compel Arbitration.
- Citigroup shall file its Motion to Compel Arbitration or any other response to the Complaint by no later than December 9, 2009. The hearing on Citigroup's Motion shall be noticed in accordance with Civil Local Rule 7-2 and this Court's Standing Order.
- Plaintiff's Opposition and Citigroup's Reply will be due in accordance with Civil Local Rule 7-3.
- If the case is not ordered to arbitration and remains on the Court's docket, the deadlines for the Rule 26(f) Report, Joint Case Management Statement and Initial Disclosures will be triggered by the date of the rescheduled CMC, pursuant to

1	F.R.C.P., Rule 26(a)(1).			
2	IT IS SO STIPULATED, EXCEPT THE MOTION TO COMPEL ARBITRATION WILL			
3	BE DECIDED ON THE PAPERS. THE CASE MANAGEMENT CONFERENCE IS			
4	CONTINUED TO APRIL 27, 2010, A	T 2:00 P.M.		
5				
6	DATED: November 20, 2009	/s/ Justin Berger		
7		Justin T. Berger COTCHETT, PITRE & McCARTHY		
8		Attorneys for Plaintiff GEORGE PUTNAM		
9				
10	DATED: November 20, 2009	/s/ Christopher A. Stecher ¹		
11		Peter R. Boutin Christopher A. Stecher		
12		KEESAL, YOUNG & LOGAN		
13		ATTORNEYS FOR DEFENDANT CITIGROUP GLOBAL MARKETS, INC.		
14				
15		ORDER		
16				
17	IT IS SO ORDERED.	O		
18				
		Cardielen		
19	DATED: November 24, 2009	Cardialvill		
19 20	DATED: November 24, 2009	HON. CLAUDIA WILKEN UNITED STATES DISTRICT JUDGE		
2021	DATED: November 24, 2009	HON. CLAUDIA WILKEN		
202122	DATED: November 24, 2009	HON. CLAUDIA WILKEN		
20212223	DATED: November 24, 2009	HON. CLAUDIA WILKEN		
20 21 22 23 24	DATED: November 24, 2009	HON. CLAUDIA WILKEN		
202122232425		HON. CLAUDIA WILKEN UNITED STATES DISTRICT JUDGE		
 20 21 22 23 24 25 26 	I hereby attest that all parties to the indicated by a "conformed" signature	HON. CLAUDIA WILKEN		
20 21 22 23 24 25 26 27	¹ I hereby attest that all parties to th	HON. CLAUDIA WILKEN UNITED STATES DISTRICT JUDGE		
 20 21 22 23 24 25 26 	¹ I hereby attest that all parties to th indicated by a "conformed" signature holograph signatures in its files.	HON. CLAUDIA WILKEN UNITED STATES DISTRICT JUDGE		