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 SCOTT A. KRONLAND (SBN 171693)  
 2 STACEY M. LEYTON (SBN 203827)  
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9 Attorneys for Plaintiffs

10 UNITED STATES DISTRICT COURT  
 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
 11 SAN FRANCISCO/OAKLAND DIVISION

12 MIKESHA MARTINEZ, by and through her )  
 husband and next friend Carlos Martinez, LYDIA )  
 13 DOMINGUEZ, ALEX BROWN, by and through )  
 his mother and next friend Lisa Brown, DONNA )  
 14 BROWN, CHLOE LIPTON, by and through her )  
 conservator and next friend Julie Weissman- )  
 15 Steinbaugh, HERBERT M. MEYER, LESLIE )  
 GORDON, CHARLENE AYERS, WILLIE )  
 16 BEATRICE SHEPPARD, and ANDY )  
 MARTINEZ, on behalf of themselves and a class )  
 17 of those similarly situated; SERVICE )  
 EMPLOYEES INTERNATIONAL UNION )  
 18 UNITED HEALTHCARE WORKERS WEST; )  
 SERVICE EMPLOYEES INTERNATIONAL )  
 19 UNION UNITED LONG-TERM CARE )  
 WORKERS; SERVICE EMPLOYEES )  
 20 INTERNATIONAL UNION LOCAL 521; and )  
 SERVICE EMPLOYEES INTERNATIONAL )  
 21 UNION CALIFORNIA STATE COUNCIL, )

Case No. C 09-02306 CW

**CLASS ACTION**

**STIPULATION TO CONTINUE INITIAL  
CASE MANAGEMENT CONFERENCE;  
ORDER THEREON**

Date: September 1, 2009  
 Time: 2:00 p.m.  
 Dept.: Courtroom 2

22 Plaintiffs,

23 v.

24 ARNOLD SCHWARZENEGGER, Governor of )  
 the State of California; JOHN A. WAGNER, )  
 25 Director of the California Department of Social )  
 Services; DAVID MAXWELL-JOLLY, Director )  
 26 of the California Department of Health Care )  
 Services; JOHN CHIANG, California State )  
 27 Controller; FRESNO COUNTY; and FRESNO )  
 COUNTY IN-HOME SUPPORTIVE SERVICES )  
 28 PUBLIC AUTHORITY, )

Defendants.

1 Pursuant to Local Rule 6-2, Plaintiffs MIKESHA MARTINEZ, et al. (“Plaintiffs”); Defendants  
2 ARNOLD SCHWARZENEGGER, JOHN A. WAGNER, DAVID MAXWELL-JOLLY, and JOHN  
3 CHIANG (“State Defendants”); and Defendants COUNTY OF FRESNO and FRESNO COUNTY  
4 IN-HOME SUPPORTIVE SERVICES PUBLIC AUTHORITY (“Fresno Defendants”) hereby stipulate  
5 to continue the Initial Case Management Conference from September 1, 2009 to September 15, 2009 at  
6 2:00 p.m., with the Joint Case Management Statement due on or before September 8, 2009.

7 Good cause exists for the requested continuance as Plaintiffs and Fresno Defendants are in the  
8 process of finalizing an agreement that will include a dismissal without prejudice of the claims against  
9 Fresno Defendants, but such agreement will not be final until shortly after August 25, the date on which  
10 the Joint Case Management Statement is currently due.

11 IT IS SO STIPULATED.

12 Dated: August \_\_\_\_, 2009

Respectfully submitted,

13 STEPHEN P. BERZON (SBN 46540)  
14 SCOTT KRONLAND (SBN 171693)  
15 STACEY M. LEYTON (SBN 203827)  
16 PEDER J. THOREEN (SBN 217081)  
17 ANNE N. ARKUSH (SBN 254985)  
18 Altshuler Berzon LLP

19 By: \_\_\_\_\_  
20 Attorneys for Plaintiffs

21 Dated: August \_\_\_\_, 2009

Respectfully submitted,

22 EDMUND G. BROWN JR.  
23 Attorney General of California  
24 SUSAN M. CARSON  
25 MICHAEL ZWIBELMAN

26 By: \_\_\_\_\_  
27 Attorneys for State Defendants

28 Dated: August \_\_\_\_, 2009

Respectfully submitted,

MICHAEL G. WOODS  
TIMOTHY J. BUCHANAN  
McCormick, Barstow, Sheppard,Wayte & Carruth  
LLP

By: \_\_\_\_\_  
Attorneys for Fresno Defendants

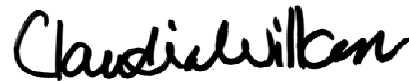
**ORDER**

Upon reviewing the Stipulation entered into by and between Plaintiffs, State Defendants, and Fresno Defendants, and good cause appearing therefore, it is hereby ORDERED that the Initial Case Management Conference be continued from September 1, 2009 to September 15, 2009 at 2:00 p.m.

IT IS SO ORDERED.

8/18/09

Dated: \_\_\_\_\_



\_\_\_\_\_  
United States District Judge

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