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8 **UNITED STATES DISTRICT COURT**

9 **NORTHERN DISTRICT OF CALIFORNIA**

10 NANCY BAIRD, on behalf of herself and all)
others similarly situated,)
11)
Plaintiff,)
12 vs.)

Case No.: 4:09-cv-03482-CW

STIPULATION TO CONTINUE HEARING

13 JOHN CHIANG, State Controller of the State)
of California, and WILLIAM LOCKYER,)
14 Treasurer of the State of California,)
15 Defendants)

17 WHEREAS, the Court, on its own motion, shall take Defendants' motion to dismiss
18 under submission on the papers; and

19 WHEREAS, the parties require more time to prepare opposition and reply papers;

20 The parties agree Plaintiffs opposition will be due January 7, 2010 and Defendants' reply
21 will be due January 14, 2010.

22 SO STIPULATED.

24 Dated: December 14, 2009

25 William M. Audet
Audet & Partners, LLP
26 Attorney for Plaintiff

1 Dated: December 14, 2009

2 _____
3 Tamar Pachter
4 Deputy Attorney General
5 Government Law Section
6 California Department of Justice
7 *Attorney for Defendants*

8 The deadline to file opposition papers to Defendants' Motion to Dismiss is extended to
9 January 7, 2010 and Defendants' reply is due on January 14, 2010.

10 PURSUANT TO STIPULATION, IT IS SO ORDERED.

11 21
12 December _____, 2009



13 _____
14 Hon. Claudia Wilken
15 United States District Judge