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7 *Attorneys for Plaintiff and the Proposed Class*

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.)

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

15 Defendants)
16)

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

STIPULATION TO CONTINUE HEARING

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 22, 2010 and Defendants'
21 reply will be due January 30, 2010.

22 SO STIPULATED.

23 Dated: December 18, 2009

/s/ William M. Audet
William M. Audet
Audet & Partners, LLP
Attorney for Plaintiff

26 Dated: December 18, 2009

/s/ Tamar Pachter
Tamar Pachter
Deputy Attorney General
Government Law Section
California Department of Justice
Attorney for Defendants

ORDER

The deadline to file opposition papers to Defendants' Motion to Dismiss is extended to January 22, 2010 and Defendants' reply is due on January 30, 2010.

PURSUANT TO STIPULATION, IT IS SO ORDERED.



Dated: 12/29 _____, 2009

Hon. Claudia Wilken
United States District Judge

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