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| 2 | [Counsel for Parties listed on signature pages.] | | | | | |
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| 8 | UNITED STATES DISTRICT COURT | | | | | |
| 9 | NORTHERN DISTRICT OF CALIFORNIA | | | | | |
| 10 | OAKLAND DIVISION | | | | | |
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| 12 | HELEN TARAGAN; FRANCES JEANETTE TAYLOR; CLARENCE | Case No. C-09-03660 (SBA) | | | | |
| 13 | TAYLOR on behalf of themselves and all others similarly situated, | STIPULATION AND [PROPOSED] ORDER AMENDING BRIEFING | | | | |
| 14 | Plaintiffs and Class, | SCHEDULE FOR DEFENDANT NISSAN NORTH AMERICA, INC.'S MOTION TO | | | | |
| 15 | v. | STRIKE THE TAYLOR PLAINTIFFS' CLASS ALLEGATIONS AND MOTION | | | | |
| 16 | NISSAN NORTH AMERICA, INC., a | TO DISMISS PLAINTIFFS' COMPLAINT FOR DAMAGES AND EQUITABLE | | | | |
| 17 | California corporation; NISSAN MOTOR COMPANY, LTD., a Japanese company | RELIEF | | | | |
| 18 | Defendant. | | | | | |
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| 28 | 853003.1 | STIPULATION & [PROPOSED] ORDER AMENDING BRIEFING SCHEDULE ON DEFENDANT'S MOTIONS CASE NO. C-09-03660 (SBA) | | | | |

| 1 | WHEREAS, Defendant Nissan North America, Inc.'s (hereinafter "Defendant") | | | |
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| 2 | Motion to Strike the Taylor Plaintiffs' Class Allegations and Motion to Dismiss Plaintiffs' | | | |
| 3 | Complaint for Damages and Equitable Relief (hereinafter "Motions") are scheduled to be heard | | | |
| 4 | on January 26, 2010; | | | |
| 5 | WHEREAS, Plaintiffs' Oppositions to the Motions are due on January 5, 2010 and | | | |
| 6 | Defendant's Replies are due on January 12, 2010, per Local Rule 7-3(a)(c); | | | |
| 7 | WHEREAS, due to the intervening holidays, Plaintiffs respectfully request the | | | |
| 8 | following amended briefing schedule: January 8, 2010 as the new due date for the Plaintiffs' | | | |
| 9 | Opposition to the Motions, January 15, 2010 as the new due date for the Defendant's Replies; | | | |
| 10 | WHEREAS, Defendant does not oppose this amended briefing schedule as long a | | | |
| 11 | it does not affect the hearing date; | | | |
| 12 | WHEREAS, the amended briefing schedule is not being interposed to delay the | | | |
| 13 | resolution of these motions or the progress of this case; | | | |
| 14 | IT IS HEREBY STIPULATED BY AND BETWEEN THE PARTIES as follows: | | | |
| 15 | 1. Plaintiffs' Oppositions to the Motions is now due on January 8, 2010 . | | | |
| 16 | 2. Defendant's Reply, if any, in support of the Motions is now due on | | | |
| 17 | January 15, 2010. | | | |
| 18 | 3. Per the Court's prior order, the hearing on the Motions shall take place | | | |
| 19 | on January 26, 2010. | | | |
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| 1 2 | Dated: December 31, 2009 | Respectfully submitted, | |
| | | LIEFF, CABRASER, HEIMANN & BERNSTEIN, LLP | |
| 3 | | , | |
| 4 | | By: | /s/ Cecilia Han |
| 5 | | | Cecilia Han |
| 6 | | Elizabeth J. Cabraser (SBN083151) Scott P. Nealey (SBN193062) | |
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| 18 | | Attorneys for | Plaintiffs and Class |
| 19 | Dated: December 31, 2009 | SKADDEN, | ARPS, SLATE, MEAGHER & FLOM LLP |
| 20 | | | |
| 21 | | By: | /s/ Jessica Davidson Miller Jessica Davidson Miller, Esq. |
| 22 | | John H. Beis | |
| 23 | | Jessica David | dson Miller, Esq. ARPS, SLATE, MEAGHER & FLOM LLP |
| 24 | | | ork Avenue NW |
| 25 | | Attorneys Fo | or Defendants |
| 26 | | 111101110 ys 1 0 | . Defendantes |
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ORDER The parties' stipulated request to modify the briefing schedule is GRANTED. The Court hereby CONTINUES the hearing on the motion and Case Management Conference from January 26, 2010 to February 9, 2010 at 1:00 p.m. By: Saundre B Grosting Dated: 1/04/10 Saundra Brown Armstrong United States District Judge