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12 Attorneys for Plaintiffs

13 **UNITED STATES DISTRICT COURT**

14 **NORTHERN DISTRICT OF CALIFORNIA, OAKLAND DIVISION**

15 MICHAEL DRAGOVICH, MICHAEL GAITLEY,  
 ELIZABETH LITTERAL, PATRICIA  
 16 FITZSIMMONS, CAROLYN LIGHT, and CHERYL  
 LIGHT, on behalf of themselves and all others  
 17 similarly situated,

18 Plaintiffs,

19 v.

20 UNITED STATES DEPARTMENT OF THE  
 TREASURY, TIMOTHY GEITHNER, in his official  
 21 capacity as Secretary of the Treasury, United States  
 Department of the Treasury, INTERNAL REVENUE  
 22 SERVICE, DOUGLAS SHULMAN, in his official  
 capacity as Commissioner of the Internal Revenue  
 23 Service, BOARD OF ADMINISTRATION OF  
 CALIFORNIA PUBLIC EMPLOYEES'  
 24 RETIREMENT SYSTEM, and ANNE STAUSBOLL,  
 in her official capacity as Chief Executive Officer,  
 25 CalPERS,

26 Defendants.

Case No. CV 4:10-01564-CW

**STIPULATION AND ~~PROPOSED~~  
 ORDER TO CONTINUE CASE  
 MANAGEMENT CONFERENCE AND  
 HEARING ON THE FEDERAL  
 DEFENDANTS' MOTION TO DISMISS**

Date: October 7, 2010

Time: 2:00 p.m.

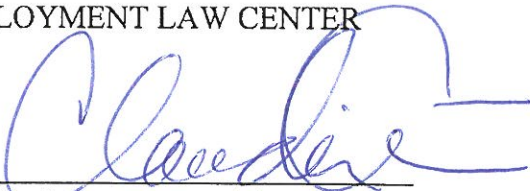
Place: Courtroom of the Honorable  
 Claudia Wilkin, U.S. District Court,  
 Northern District of California, 1301  
 Clay Street, Courtroom 2

1 Plaintiff Michael Dragovich, *et al.*, and the federal defendants United States Department  
2 of the Treasury, Timothy Geithner, United States Department of the Treasury, Internal Revenue  
3 Service, and Douglas Shulman, and defendants Board of Administration of California Public  
4 Employees' Retirement System and Anne Stausboll, through their respective counsel, hereby  
5 stipulate that, subject to the Court's approval and availability, the case management conference  
6 and the hearing on the federal defendants' motion to dismiss be held on October 14, 2010 at  
7 2:00 p.m. The reason for the requested continuance is that plaintiffs' counsel William C.  
8 McNeill III, who will be participating in the argument on the federal defendants' motion to  
9 dismiss, will be out of the state on October 7, 2010, on a long-planned vacation.

10 So stipulated,

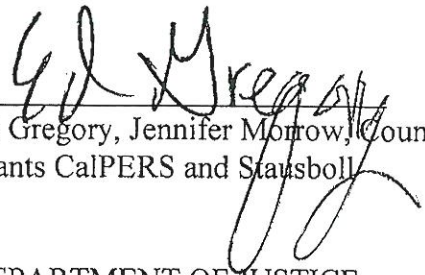
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12 LEGAL AID SOCIETY –  
EMPLOYMENT LAW CENTER

13  
14 Dated: September 13, 2010

15 By:   
16 Claudia Center, Counsel for Plaintiffs

17 STEPTOE & JOHNSON LLP

18  
19 Dated: September 9, 2010

20 By:   
21 Edward Gregory, Jennifer Morrow, Counsel for  
22 Defendants CalPERS and Stausboll

23 U.S. DEPARTMENT OF JUSTICE  
CIVIL DIVISION

24 Dated: September \_\_\_\_, 2010

25 By: \_\_\_\_\_  
26 Jean Lin, Counsel for Federal Defendants

1 Plaintiff Michael Dragovich, *et al.*, and the federal defendants United States Department  
2 of the Treasury, Timothy Geithner, United States Department of the Treasury, Internal Revenue  
3 Service, and Douglas Shulman, and defendants Board of Administration of California Public  
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10 So stipulated,

11 LEGAL AID SOCIETY –  
12 EMPLOYMENT LAW CENTER

13  
14 Dated: September \_\_, 2010

15 By: \_\_\_\_\_  
16 Claudia Center, Counsel for Plaintiffs

17 STEPTOE & JOHNSON LLP

18  
19 Dated: September \_\_, 2010

20 By: \_\_\_\_\_  
21 Edward Gregory, Jennifer Morrow, Counsel for  
22 Defendants CalPERS and Stausboll

23 U.S. DEPARTMENT OF JUSTICE  
24 CIVIL DIVISION

25 Dated: September 13, 2010

26 By: Jean Lin  
27 Jean Lin, Counsel for Federal Defendants  
28

ORDER

It is so ordered.

**9/14/2010**

Dated

  
UNITED STATES DISTRICT JUDGE

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