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10 Attorneys for Plaintiff

11 **UNITED STATES DISTRICT COURT**
 12 **NORTHERN DISTRICT OF CALIFORNIA**

13 **Case No. 4:10-CV-04867-SBA**

14 BROOKS LEWIS, on behalf of himself, all
15 others similarly situated, and the general
public,

16 Plaintiff,

17 v.

18 UBS FINANCIAL SERVICES, INC., a
19 Delaware corporation, and DOES 1 through
50 inclusive,

20 Defendants.

**STIPULATION AND ~~PROPOSED~~
 ORDER RE: MODIFICATION OF
 BRIEFING SCHEDULE ON MOTION TO
 COMPEL ARBITRATION**

Date: April 19, 2011
 Time: 1:00 p.m.
 Courtroom: 1
 Before the Honorable Sandra B. Armstrong

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22 This Stipulation is based upon the following:

- 23 1. Plaintiff brings this putative employment class action, and Defendant has removed it
 24 to this Court.
 25 2. Defendant filed its Motion to Compel Arbitration and Dismiss or Stay All
 26 Proceedings (“Motion”) on January 21, 2011.
 27 3. The first available hearing date for the Motion was April 19, 2011.

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1 4. Since the filing of the Motion, Plaintiff's attorneys have been scheduled for matters
2 which affect their ability to file a timely opposition.

3 5. The parties desire to accommodate these scheduling issues while preserving the
4 hearing set for April 19, 2011.

5 Therefore, Plaintiff and Defendant, through their counsel, stipulate to the following and
6 respectfully request an order to this effect:

7 1. The date for filing Plaintiff's opposition to the Motion is continued until April 5,
8 2011, or two weeks before the scheduled hearing date of April 19, 2011.

9 2. The date for filing Defendant's reply to the opposition is continued until April 12,
10 2011, or one week before the scheduled hearing date of April 19, 2011.

11 3. The hearing shall remain set for April 19, 2011, at 1:00 p.m., in Courtroom 1 before
12 the Honorable Sandra B. Armstrong.

13 Dated: March 25, 2011

**LAW OFFICES OF SCOT D. BERNSTEIN
A Professional Corporation**

**LAW OFFICES OF
WILLIAM P. TORNGREN**

By /s/ William P. Torngren

Attorneys for Plaintiff

18 Dated: March 25, 2011

M. Kirby C. Wilcox
Jeffrey D. Wohl
Zach Hutton
**PAUL, HASTINGS, JANOFSKY & WALKER
LLP**

By /s/ Zach Hutton

Attorneys for Defendant
UBS FINANCIAL SERVICES, INC.

24 Pursuant to General Order No. 45, § X.B, I attest that I obtained concurrence regarding filing of
25 this document from each of the signatories to the document.

26 Dated: March 25, 2011

By /s/ William P. Torngren

William P. Torngren

1 **PURSUANT TO STIPULATION, IT IS SO ORDERED** that (a) the date for filing Plaintiff's
2 opposition to Defendant's Motion To Compel Arbitration and Dismiss or Stay All Proceedings
3 ("Motion") is continued until April 5, 2011, or two weeks before the scheduled hearing date of
4 April 19, 2011, (b) the date for filing Defendant's reply to the opposition is continued until April
5 12, 2011, or one week before the scheduled hearing date of April 19, 2011, and (c) the hearing
6 on the Motion will remain set for April 19, 2011, at 1:00 p.m., in Courtroom 1 before the
7 Honorable Sandra B. Armstrong.

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10 SAUNDRA B. ARMSTRONG
11 U.S. DISTRICT COURT JUDGE
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