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 SPECIALTY'S CAFÉ & BAKERY, INC.
 15 and CRAIG SAXTON

16 [ADDITIONAL COUNSEL LISTED ON NEXT
 PAGE]
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18 UNITED STATES DISTRICT COURT
 19 NORTHERN DISTRICT OF CALIFORNIA

21 NICOLA COVILLO and TROYREAC HENRY,
 individually and on behalf of all others similarly
 22 situated,
 23 Plaintiffs,
 24 v.
 25 SPECIALTY'S CAFÉ AND BAKERY, INC.,
 CRAIG SAXTON and DAWN SAXTON,
 26 Defendants.
 27

Case No. 4:11-cv-00594 DMR

**STIPULATION AND [PROPOSED]
 ORDER CONTINUING THE HEARING
 ON SPECIALTY'S CAFÉ AND
 BAKERY, INC.'S MOTION TO
 COMPEL ARBITRATION AND
 FURTHER CASE MANAGEMENT
 CONFERENCE**

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15 Additional Attorneys for Plaintiffs
16 NICOLA COVILLO, TROYREAC HENRY
17 and JOHN CHISHOLM

18 STIPULATION

19 The parties hereby stipulate as follows:

20 WHEREAS, Defendant Specialty's Café & Bakery, Inc' ("Defendant") filed a
21 Motion to Compel Arbitration (the "Motion") on June 19, 2012;

22 WHEREAS, Plaintiffs filed their Opposition papers on July 3, 2012;

23 WHEREAS, Defendant filed its Reply papers on July 10, 2012;

24 WHEREAS, on July 20, 2012 the Court ordered that Defendant submit
25 supplemental information in support of the Motion by July 23, 2012;

26 WHEREAS, on July 23, 2012, Defendant submitted a supplemental filing in
27 support of the Motion;

28 WHEREAS, the hearing on the Motion and a Further Case Management
Conference are currently scheduled to take place on Thursday, July 26, 2012 at 11:00 a.m., before
the Honorable Magistrate Judge Donna M. Ryu;

WHEREAS, Plaintiffs' counsel is involved in a state court case in Los Angeles
Superior Court where he represents a plaintiff seeking a contempt order. The court in the state
court action recently ordered that the contempt hearing be resumed on Thursday, July 26, 2012 at
8:30 a.m. in Los Angeles. Plaintiff's counsel must appear in person at the hearing in Los Angeles
in order to cross-examine witnesses;

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WHEREAS, the parties respectfully request that the Court continue the Further Case Management Conference and the hearing on the Motion to a date convenient to the Court, after August 1, 2012.

IT IS THEREFORE STIPULATED AND AGREED that the Further Case Management Conference and the hearing on Defendant Specialty’s Café & Bakery, Inc.’s Motion to Compel Arbitration be continued until after August 1, 2012.

IT IS SO STIPULATED.

Respectfully submitted,

Date: July 24, 2012

HARRIS & RUBLE

By _____
Alan Harris
Attorneys for Plaintiffs
NICOLA COVILLO and TROYREAC
HENRY

Date: July 24, 2012

JACKSON LEWIS LLP

By _____
Robert M. Pattison
Attorneys for Defendants
SPECIALTY’S CAFE AND BAKERY,
INC., and CRAIG SAXTON

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[PROPOSED] ORDER

IT IS HEREBY ORDERED AS FOLLOWS:

The Further Case Management Conference and Hearing on Defendant Specialty's Café & Bakery, Inc.'s Motion to Compel Arbitration previously scheduled for July 24, 2012 will be continued to August 9, 2012 at ~~4:30 p.m.~~ 11:00 a.m. Courtroom information will be available on the court website at least one week before the hearing.

DATED: July 24, 2012

