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2 2. On October 21, 2011, the Parties filed a Stipulation And Proposed Order Selecting  
3 ADR Process [Doc. No. 17], selecting mediation and requesting a deadline of 120 days in which  
4 to complete the mediation.

5 3. On October 24, 2011, the Court entered an Order referring the case to mediation and  
6 setting a mediation deadline of February 20, 2012 [Doc. No. 19].

7 4. On November 3, 2011, Trans Union filed a Notice Of Motion And Motion To  
8 Dismiss Plaintiff's Complaint Pursuant To Rule 12(b)(6) For Failure To State A Claim Upon  
9 Which Relief Can Be Granted (the "Motion") [Doc. No. 20].

10 5. A hearing on the Motion is scheduled for March 27, 2012 [Doc. No. 24], along with  
11 a Case Management Conference.

12 6. The parties believe that mediation will not be productive until after the Court has  
13 ruled on the Motion and respectfully request that the deadline for completing the mediation be  
14 re-set for 90 days from the Court's ruling on the Motion.

15 7. This Joint Stipulation will not alter the date of any event or deadline already fixed by  
16 the Court, other than the existing mediation deadline.

17 8. The only previous time modifications in this case were by stipulation of the parties  
18 to extend Trans Union's time to answer or otherwise respond to Plaintiff's Complaint [Doc. No.  
19 8] and to extend the briefing schedule for Trans Union's Motion To Dismiss Plaintiff's  
20 Complaint Pursuant To Rule 12(b)(6) [Doc. No. 22].

21 9. This Joint Stipulation is not made for the purposes of delay and would not prejudice  
22 any party.

23 THEREFORE, IT IS HEREBY STIPULATED between the Parties that the deadline for  
24 completing mediation shall be re-set for 90 days from the Court's ruling on Trans Union's  
25 Motion To Dismiss Plaintiff's Complaint Pursuant To Rule 12(b)(6) For Failure To State A  
26 Claim Upon Which Relief Can Be Granted [Doc. No. 20].

1 SO STIPULATED by:

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Date: 12/01/11

s/William R. Brown  
William R. Brown, Esq. (IN #26782-48)  
(admitted *Pro Hac Vice*)  
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Zionsville, IN 46077  
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*Local Counsel for Defendant Trans Union, LLC*

Date: 11/29/11

s/John R. Botti, III (w/consent)  
John R. Botti, III  
*Pro Se* Plaintiff  
1163 Capri Drive  
Campbell, CA 95008-6003

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: 12/6/11

  
UNITED STATES DISTRICT JUDGE

1 UNITED STATES DISTRICT COURT  
2 FOR THE  
3 NORTHERN DISTRICT OF CALIFORNIA

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6 BOTTI et al,

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8 Plaintiff,

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10 v.

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12 TRANS UNION LLC et al,

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14 Defendant.  
15 \_\_\_\_\_/

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17 Case Number: CV11-04519 SBA

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19 **CERTIFICATE OF SERVICE**

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21  
22 I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District  
23 Court, Northern District of California.

24  
25 That on December 7, 2011, I SERVED a true and correct copy(ies) of the attached, by placing  
26 said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by  
27 depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office  
28 delivery receptacle located in the Clerk's office.

**JOINT STIPULATION FOR ENLARGMENT OF TIME FOR PARTIES TO COMPLETE MEDIATION – 4:11-CV-04519-SBA**

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John R Botti  
1163 Capri Drive  
Campbell, CA 95008-6003

Dated: December 7, 2011

Richard W. Wieking, Clerk  
By: LISA R CLARK, Deputy Clerk

**PROOF OF SERVICE**

I, William R. Brown, declare that I am a resident of the State of Indiana, am over the age of eighteen years and am not a party to the within action. I am employed with Schuckit & Associates, P.C., whose address is 4545 Northwestern Drive, Zionsville, IN 46077. On **December 1, 2011**, I served the following documents:

**JOINT STIPULATION FOR ENLARGMENT OF TIME FOR PARTIES TO COMPLETE MEDIATION**

I served the documents on the persons listed below, as follows:

<input type="checkbox"/>	<b>By messenger service.</b> I served the documents by placing them in an envelope or package addressed to the persons listed below and providing them to a professional messenger service for service. (A declaration by the messenger is attached hereto as a separate document.)
<input checked="" type="checkbox"/>	<b>By United States mail.</b> I enclosed the documents in a sealed envelope or package addressed to the persons listed below and placed the envelope or

1 package for collection and mailing in accordance with our ordinary business  
2 practices. I am readily familiar with my firm's practice for collecting and  
3 processing correspondence for mailing. On the same day that correspondence is  
4 placed for collection and mailing, it is deposited in the ordinary course of  
5 business with the United States Postal Service, in a sealed envelope with postage  
6 fully prepaid. I am a resident or employed in the county where the mailing  
7 occurred. The envelope or package was placed in the mail at Zionsville,  
8 Indiana.

9 All documents were sent to the following persons in the following manner:

10 John R. Botti, III  
11 1163 Capri Drive  
12 Campbell, CA 95008-6003

13 I declare under penalty of perjury under the laws of the State of Indiana that the foregoing is true  
14 and correct, and that this Proof of Service was executed on this **1st** day of **December, 2011**, at  
15 Zionsville, Indiana.

16  
17 *s/William R. Brown*  
18 William R. Brown, Esq. (IN #2678-48)  
19 (admitted *Pro Hac Vice*)  
20 Schuckit & Associates, P.C.  
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22 Zionsville, IN 46077  
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26 *Lead Counsel for Defendant Trans Union, LLC*