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15 Attorneys for Defendants  
 16 GENCO I, INC. and GENCO INFRASTRUCTURE SOLUTIONS, INC.  
 (Erroneously named herein as “GENCO DISTRIBUTION  
 17 SYSTEM”)

18 IN THE UNITED STATES DISTRICT COURT  
 19 FOR THE NORTHERN DISTRICT OF CALIFORNIA – OAKLAND DIVISION

21 P.E. JIMERSON, on behalf of himself and a class  
22 of similarly situated persons,

23 Plaintiff,

24 vs.

25 GENCO DISTRIBUTION SYSTEM, INC., a  
 Pennsylvania corporation; and DOES 1 through 50,  
 26 inclusive,

27 Defendants

Case No. C 11-5157 SBA

**STIPULATION OF PLAINTIFF AND  
 DEFENDANTS TO CHANGE DATE OF  
 HEARINGS ON PLAINTIFF’S MOTION TO  
 REMAND [DKT. #14] AND DEFENDANT’S  
 MOTION TO TRANSFER [DKT. #11];  
 [PROPOSED] ORDER**

1 WHEREAS, Plaintiff's Motion to Remand [Dkt. #14] is pending before the Court and currently  
2 scheduled to be heard on April 10, 2012;

3 WHEREAS, Defendants' Motion to Transfer [Dkt. #11] is pending before the Court and currently  
4 scheduled to be heard on April 24, 2012;

5 WHEREAS, the Court ordered on February 27, 2012 that Plaintiff's Motion to Remand should be  
6 heard before Defendants' Motion to Transfer, and reset the hearing dates for both motions;

7 WHEREAS, counsel for Plaintiff now has a conflict with the April 10, 2012 hearing date because  
8 she is required to attend a claim construction hearing in a case pending in the Southern District of  
9 California, *SPH America, LLC v. Acer, et al.*, case no. 09-cv2535, that was rescheduled to  
10 April 10, 2012; and

11 WHEREAS, the claim construction hearing in the *SPH America* case has been continued twice  
12 previously, involves ten parties traveling from different parts of the country, and would be incredibly  
13 difficult if not impossible to reschedule.

14 THEREFORE, the parties STIPULATE and agree as follows:

15 (1) That the hearing on Plaintiff's Motion to Remand [Dkt. #14] scheduled for April 10, 2012  
16 at 1:00 p.m. is CONTINUED to April 24, 2012 at 1:00 p.m.

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1 (2) That the hearing on Defendant's Motion to Transfer [Dkt. #11] scheduled for  
2 April 24, 2012 at 1:00 p.m. is CONTINUED to May 8, 2012 at 1:00 p.m., or the next date available on  
3 the Court's calendar.

4 **IT IS SO STIPULATED.**

5 Dated: March 27, 2012

PATTERSON LAW GROUP

6  
7 By: /s/ Allison H. Goddard  
8 ALLISON H. GODDARD

9 Attorneys for Plaintiff and the Class

10 Dated: March 27, 2012

SEYFARTH SHAW LLP

11 By: /s/ Christopher A. Crosman  
12 CHRISTOPHER A. CROSMAN

13 Attorneys for Defendants  
14 GENCO I, INC. and  
15 GENCO INFRASTRUCTURE SOLUTIONS,  
16 INC.  
17 (Erroneously named herein as "GENCO  
18 DISTRIBUTION SYSTEM, INC.")  
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1 **ORDER**

2 PURSUANT TO THE STIPULATION OF THE PARTIES, and finding good cause therein, IT IS  
3 HEREBY ORDERED that:

4 (1) The hearing on Plaintiff's Motion to Remand [Dkt. #14] scheduled for April 10, 2012 at  
5 1:00 p.m. is CONTINUED to April 24, 2012 at 1:00 p.m.; and

6 (2) The hearing on Defendant's Motion to Transfer [Dkt. #11] scheduled for April 24, 2012 at  
7 1:00 p.m. is CONTINUED to [May 8, 2012 at 1:00 p.m.].

8 **IT IS SO ORDERED.**

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10 DATED: \_3/29/12

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13 HON. SAUNDRA BROWN ARMSTRONG  
14 UNITED STATES DISTRICT COURT JUDGE

1 **CERTIFICATE OF SERVICE**

2 The undersigned hereby certifies that a true and correct copy of the above and foregoing  
3 document has been served on all parties via CM/ECF on March 27, 2012.

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5 /s/ Allison H. Goddard  
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