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6 Attorneys for Plaintiff

9 **UNITED STATES DISTRICT COURT**
 10 **NORTHERN DISTRICT OF CALIFORNIA**

11 ANDRES JIMENEZ,

12 Plaintiff,

13 v.

14 DTRS ST. FRANCIS, LLC, ST. FRANCIS
 15 HOTEL CORPORATION (*A.K.A. THE*
 16 *WESTIN ST. FRANCIS*), BOURBON
 STEAK, MICHAEL JUDGE; and DOES 1-
 25, inclusive,

17 Defendants.

Case No. C-12-6411 SBA

**STIPULATION AND ~~PROPOSED~~
 ORDER MODIFYING INITIAL CASE
 MANAGEMENT CONFERENCE AND
 ADR DEADLINES SCHEDULE**

Judge: The Hon. Sandra Brown Armstrong
 Action Filed: December 18, 2012

19 Pursuant to Local Rules 6-2(a) and 7-12 of the Northern District’s Civil Local Rules,
 20 Plaintiff Andres Jimenez, (Plaintiff), through his attorneys, respectfully stipulate, subject to the
 21 Court’s consideration and approval, as follows:

- 22 1. On December 18, 2012, plaintiff filed his Complaint.
- 23 2. On January 8, 2013 plaintiff served the summons and complaint to DTRS St.
 24 Francis, LLC, St. Francis Hotel Corporation (aka The Westin St. Francis), and Bourbon Steak.
 25 Plaintiff has not yet located Michael Judge for personal service.
- 26 3. On or about January 31, 2013 plaintiff’s counsel was contacted by John Johnstone
 27 with Chubb Insurance and informed that the complaint incorrectly identified the true names of the
 28

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1 entities who owned and operated the St. Francis Hotel at the time of the alleged misconduct.
 2 Plaintiff's counsel was also provided with the name of local counsel to coordinate with regarding
 3 the amendment to the complaint and subsequent service, i.e., Heidi C. Quan, Murchison &
 4 Cummings, 275 Battery Street, Suite 550, San Francisco, CA 94111.

5 4. On February 19, 2013 plaintiff filed a First Amended Complaint (Document no.
 6 11) and served the summons and complaint to attorney Heidi C. Quan, Murchison & Cummings,
 7 LLP via U.S. Mail on February 26, 2013.

8 5. Plaintiff's have yet to be contacted by anyone who represents Michael Judge and
 9 have not yet served him personally.

10 6. An order setting the initial case management conference and ADR deadlines was
 11 filed by the Court on December 18, 2013. These dates are as follows:

12	Meet and Confer re: initial disclosures, early	
13	settlement, ADR process selection, and	
14	discovery plan	February 26, 2013
15	File ADR Certification signed by parties	
16	and Counsel	February 26, 2013
17	File either Stipulation to ADR Process or	
18	Notice of Need for ADR Phone	
19	Conference	February 26, 2013
20	Last day to file Rule 26(f) Report,	
21	Complete initial disclosures or state	
22	objection in Rule 26(f) Report	March 12, 2013
23	File Case Management Statement	March 8, 2013
24	Initial Case Management Conference	March 20, 2013

25 7. Based on the foregoing, counsel for plaintiff and defendants DTRS St. Francis,
 26 LLC, St. Francis Hotel Corporation (aka The Westin St. Francis) and Bourbon Street have agreed
 27 and propose to modify the Order setting the initial case management conference and ADR
 28 deadlines as follows:

Meet and Confer re: initial disclosures, early

- 1 settlement, ADR process selection, and
- 2 discovery plan May 3, 2013
- 3 File ADR Certification signed by parties
- 4 and Counsel May 3, 2013
- 5 File either Stipulation to ADR Process or
- 6 Notice of Need for ADR Phone
- 7 Conference May 3, 2013
- 8 Last day to file Rule 26(f) Report,
- 9 Complete initial disclosures or state
- 10 objection in Rule 26(f) Report May 22, 2013
- 11 File Case Management Statement May 17, 2013
- 12 Initial Case Management Conference May 29, 2013 at 3:15 pm
- 13 via telephone.

IT IS SO STIPULATED.

Dated: March 1, 2013

Respectfully Submitted,

MURCHISON & CUMMINGS LLP

By: /s/ Heidi C. Quan
 Heidi C. Quan
 Attorneys for Defendants
 DTRS St. Francis, LLC, St. Francis
 Hotel Corporation (aka The Westin St.
 Francis), and Bourbon Steak

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Dated: March 1, 2013

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By: /s/ John Houston Scott
John Houston Scott
Attorneys for Plaintiffs

~~PROPOSED~~ **ORDER**

On the stipulation of the parties, and good cause appearing:

IT IS SO ORDERED.

Dated: 3/4/13



The Honorable Sandra Brown Armstrong
United States District Court Judge

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