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C FOOD CONCEPTS, INC. and

6 THOMAS J. FITZGERALD, Trustee of the Family Trust

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UNITED STATES DISTRICT COURT

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NORTHERN DISTRICT OF CALIFORNIA

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OAKLAND DIVISION

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12 JOHN RODGERS,

13 Plaintiff,

14 vs.

15 THOMAS J. FITZGERALD, TRUSTEE OF  
16 THE FAMILY TRUST; SIZZLER USA,  
INC., a Delaware corporation, d/b/a SIZZLER  
RESTAURANT; and DOES 1-10 inclusive,

17 Defendants.

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CASE NO. 4:14-CV-00985-DMR

**STIPULATION TO EXTEND DEADLINE  
TO COMPLETE JOINT INSPECTION  
UNDER GENERAL ORDER 56 & ORDER**

The Hon. Donna M. Ryu

FSC Date: March 4, 2014

Trial Date: None Set

19 Plaintiff JOHN RODGERS and Defendants THOMAS J. FITZGERALD, TRUSTEE OF

20 THE FAMILY TRUST and C FOOD CONCEPTS, INC., a California corporation, d/b/a

21 SIZZLER RESTAURANT hereby stipulate as follows:

22 1. This is an ADA accessibility action. Pursuant to General Order 56 of the U.S.

23 District Court for the Northern District of California, not later than 105 days after the filing of

24 plaintiff's complaint, the parties and their counsel are required to meet in person at the subject

25 premises. That deadline was currently August 29, 2014.

26 2. Counsel for both parties have not able to conduct a joint inspection before the

27 deadline in that the subject facility is in the process underwent major renovations. The site was

28 closed down during the renovations and not open to the public.

4839-2880-1564.1

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STIPULATION TO EXTEND DEADLINE TO COMPLETE JOINT INSPECTION UNDER GENERAL ORDER 56  
& ORDER

1           3.       Counsel for both parties have been diligent in scheduling the joint inspection, but  
2 will not be able to conduct it prior to the above deadline.

3           4.       As such, the parties stipulate to continue the deadline to complete the joint  
4 inspection from August 31, 2014 to September 22, 2014. The parties have scheduled this General  
5 Order inspection to take place on September 22, 2014.

6           5.       Request is also made to continue the corresponding mediation deadline.

7 DATED: September 8, 2014

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By:                   /s/ Irene Karbelashvili, Esq.  
Irene Karbelashvili  
Attorneys for Plaintiff, John Rodgers

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12 DATED: September 12, 2014

SHANE SINGH  
LEWIS BRISBOIS BISGAARD & SMITH LLP

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By:                   /s/ Shane Sing, Esq.  
Shane Singh  
Attorneys for Defendants, C FOOD CONCEPTS,  
INC. and THOMAS J. FITZGERALD, Trustee of  
the Family Trust

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**ORDER**

The Court, having considered the stipulation between the parties, and good cause appearing therefore:

**IT IS HEREBY ORDERED:**

The deadline for the parties to complete the joint inspection required under the General Order 56 of the U.S. District Court for Northern District of California is continued from August 31, 2014 to September 22, 2014.

DATED: September 15, 2014



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Honorable Donna M. Ryu