

1 ADISHIAN LAW GROUP, P.C.
 Christopher M. Adishian (State Bar No. 172511)
 2 Email: cadishian@adishianlaw.com
 Pacific Corporate Towers
 3 222 N. Sepulveda Blvd., Suite 2000
 El Segundo, California 90245
 4 Telephone: (310) 726-0888
 Facsimile: (866) 350-0888

5 Attorneys for Plaintiff Curtis Monk, Jr.

6
 7 BART H. WILLIAMS (State Bar No. 134009)
 bart.williams@mto.com
 8 MUNGER, TOLLES & OLSON LLP
 355 South Grand Avenue
 9 Thirty-Fifth Floor
 Los Angeles, California 90071-1560
 10 Telephone: (213) 683-9100
 Facsimile: (213) 687-3702

11 MALCOLM A. HEINICKE (State Bar No. 194174)
 malcolm.heinicke@mto.com
 12 MARJA-LIISA OVERBECK (State Bar No. 261707)
 mari.overbeck@mto.com
 13 MUNGER, TOLLES & OLSON LLP
 14 560 Mission Street
 Twenty-Seventh Floor
 15 San Francisco, California 94105-2907
 Telephone: (415) 512-4000
 16 Facsimile: (415) 512-4077

17 Attorneys for Defendant TIAA-CREF

18
 19 UNITED STATES DISTRICT COURT
 20 NORTHERN DISTRICT OF CALIFORNIA, OAKLAND DIVISION

22 CURTIS MONK, JR.,

23 Plaintiff,

24 vs.

25 TEACHERS INSURANCE AND ANNUITY
 ASSOCIATION OF AMERICA (TIAA-
 26 CREF); TIAA-CREF TRUST COMPANY,
 FSB; and DOES 1-50, Inclusive,

27 Defendants.

Case No. 3:14-cv-04732-JSW

**SECOND JOINT STIPULATION AND
 [PROPOSED] ORDER TO EXTEND
 DEADLINE TO AMEND COMPLAINT
 AND HEARING DATE
 AS MODIFIED HEREIN**

Judge: Hon. Jeffrey S. White

1 WHEREAS, Plaintiff Curtis Monk, Jr. brings this action against Defendants
2 Teachers Insurance and Annuity Association Of America (TIAA-CREF) and TIAA-CREF Trust
3 Company, FSB (“Defendants”) asserting various employment law claims;

4 WHEREAS, on January 23, 2015 this Court held a Case Management Conference
5 during which conference the Court established certain deadlines, including the deadline to amend
6 pleadings (originally set for May 15, 2015) and a hearing on Defendants’ motion re: payment
7 without regulatory approval (originally set for June 5, 2015) (ECF No. 16);

8 WHEREAS, on April 27, 2015 the parties filed, and this Court granted, a Joint
9 Stipulation to Extend Deadline to Amend Complaint and Hearing Date (ECF Nos. 21, 22),
10 extending the deadline to amend pleadings (now set for June 5, 2015) and a hearing on
11 Defendants’ motion re: payment without regulatory approval (now set for June 26, 2015);

12 WHEREAS, the Parties are continuing to meet and confer on (1) Plaintiff’s stated
13 intent to dismiss some claims against the current Defendants without prejudice and also add
14 individual defendants to the matter and associated claims against them, and Plaintiff reserves his
15 right to do so; and (2) efforts to avoid the need for motion practice concerning arbitration and
16 other issues;

17 WHEREAS, the extensions requested here will have no effect on the trial date or
18 any other case deadlines established by the Court; and

19 WHEREAS, in order to preserve the time and resources of the Court and of the
20 Parties while the Parties continue to meet and confer, good cause exists to continue these two
21 pending dates;

22 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and
23 among the respective Parties hereto, that: Subject to the approval of the Court, the deadline to
24 amend pleadings and the hearing date on Defendants’ motion re: payment without regulatory
25 approval each be continued by fourteen (14) days, or as the Court’s schedule permits.

26 IT IS SO STIPULATED.
27
28

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

DATED: May 19, 2015

ADISHIAN LAW GROUP, P.C.
CHRISTOPHER M. ADISHIAN

By: /s/ Christopher M. Adishian
CHRISTOPHER M. ADISHIAN
Attorneys for Curtis Monk, Jr.

DATED: May 19, 2015

MUNGER, TOLLES & OLSON LLP
MALCOLM A. HEINICKE
MARJA-LIISA OVERBECK

By: /s/ Malcolm A. Heinicke
MALCOLM A. HEINICKE
Attorneys for TIAA-CREF

FILER’S ATTESTATION

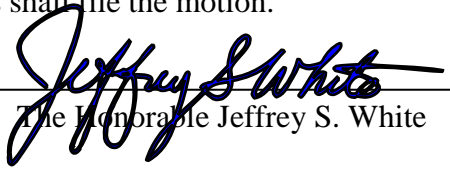
Pursuant to Local Rule 5-1(i)(3), regarding signatures, I attest that concurrence in the filing of the document has been obtained from each of the other signatories listed above.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

~~PROPOSED~~ ORDER

The Court, having considered the Parties' Supplemental Joint Stipulation to Extend Certain Case Deadlines, and good cause appearing therefore, hereby ORDERS that: the deadline to amend pleadings (currently set for June 5, 2015) is continued to June 19, 2015, and the hearing on Defendants' motion re: payment without regulatory approval (currently set for June 26, 2015) is continued to ~~July 10, 2015~~ July 24, 2015 at 9:00 a.m. The adjustment to the hearing date shall not alter the deadlines by which the Defendants shall file the motion.

DATED: May 20, 2015


The Honorable Jeffrey S. White