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8 Attorney for Plaintiff,
9 BRENDAN HUERTA

10 **UNITED STATES DISTRICT COURT**
11 **NORTHERN DISTRICT OF CALIFORNIA**
12 **OAKLAND DIVISION**

13 BRENDAN HUERTA,
14 Plaintiff,

15 vs.

16 UNITED STATES DEPARTMENT OF
17 AGRICULTURE; AGRICULTURE
18 RESEARCH SERVICE; DOES 1-20,
19 Inclusive,
20 Defendants.

Case No.: 16-cv-00434-KAW

**STIPULATION AND PROPOSED
ORDER CHANGING BRIEFING
SCHEDULE ON PLAINTIFF'S MOTION
REQUESTING COURT DECLINE TO
EXERCISE SUPPLEMENTAL
JURISDICTION OVER STATE LAW
CLAIMS**

Date: Thursday, November 2, 2017
Time: 11:00 a.m.
Judge: The Hon. Kandis A. Westmore

21 Plaintiff Brendan Huerta, by and through his counsel of record, Steve Brady, Esq. of
22 Brady Law Group, and Defendant, Akima Facilities Management, LLC. ("Defendant"),
23 by and through their counsel of record, Natalie M. Kuzma, Esq. of Littler Mendelson
24 P.C., hereby stipulate and agree as follows:

- 25 1. On September 18, 2017, Plaintiff filed his Motion Requesting Court
26 Decline to Exercise Supplemental Jurisdiction Over State Law Claims (dkt 81).



1 2. Pursuant to Local Rule 7-3, Defendant’s Opposition is due October 2 and
2 Plaintiff’s Reply is due October 9. The hearing on the motion is set for November 2,
3 2017.

4 3. The attorney at Brady Law Group responsible for this matter has a long
5 planned vacation from October 2 through October 9, and will be unable to prepare a
6 Reply if the briefing schedule is not changed.
7

8 4. The parties therefore request that Defendant’s Opposition to Plaintiff’s
9 Motion Requesting Court Decline to Exercise Supplemental Jurisdiction Over State Law
10 Claims be due October 9 and Plaintiff’s Reply be due October 16.
11

12 5. If the Court requires it, the parties are amenable to having the hearing date
13 on the motion be continued to November 16, 2017, or the first available date thereafter.
14

15 **IT IS SO STIPULATED AND AGREED**

16 Dated: September 26, 2017

17
18 /s/ Natalie M. Kumza
Gregory G. Iskander
Natalie M. Kuzma
LITTLER MENDELSON, P.C.
Attorneys for Defendant
AKIMA FACILITIES MANAGEMENT, LLC

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21 Dated: September 26, 2017

22
23 /e/Steven J. Brady
Steven J. Brady, Esq.
Attorney for Plaintiff
BRENDAN HUERTA

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1 **[PROPOSED] ORDER**

2 Pursuant to the stipulation of the parties, **IT IS HEREBY ORDERED** as follows:

3 Defendant's Opposition to Plaintiff's Motion Requesting Court Decline to Exercise
4 Supplemental Jurisdiction Over State Law Claims is due October 9 and Plaintiff's Reply is due
5 October 16.


6 The hearing date on the motion will remain November 2, 2017.

7 or

8 X The hearing date on the motion is continued to November 16, 2017, at 1:00 pm.

9 **IT IS SO ORDERED.**

10 Dated: 9/27 , 2017

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14 HONORABLE KANDIS A. WESTMORE
15 JUDGE OF THE U.S. DISTRICT COURT,
16 NORTHERN DISTRICT OF CALIFORNIA
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