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12 *Counsel for Defendants Wells Fargo & Company*
 13 *and Wells Fargo Bank, N.A.*

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15 **UNITED STATES DISTRICT COURT**
 16 **NORTHERN DISTRICT OF CALIFORNIA**

18 2 ANDY ENTERPRISE CORPORATION d/b/a
 19 CUON-VIETNAMESE STREET FOOD, an
 20 Oregon Corporation, individually and on behalf
 of all others similarly situated,
 Plaintiff,
 21
 v.
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 23 WELLS FARGO & COMPANY, WELLS
 24 FARGO BANK, N.A., and DOES 1-10,
 Defendants.
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Case No. 4:20-cv-05212-HSG
**STIPULATED REQUEST AND
 ORDER TO CONTINUE INITIAL
 CASE MANAGEMENT
 CONFERENCE**
 The Hon. Haywood S. Gilliam, Jr.

1 WHEREAS, on July 29, 2020, 2 Andy Enterprise Corporation d/b/a Cuon-Vietnamese Street
2 Food (“Plaintiff”) filed the instant action (the “Action”) against Wells Fargo & Company and Wells
3 Fargo Bank, N.A. (together, “Defendants”);

4 WHEREAS, on September 1, 2020, the Action was found to be related to a prior action pending
5 in this District, *Marselian v. Wells Fargo & Company*, No. 4:20-cv-3166-HSG, and the Action was
6 accordingly reassigned to the Honorable Haywood S. Gilliam, Jr.;

7 WHEREAS, on September 2, 2020, following the reassignment of the Action to the Honorable
8 Haywood S. Gilliam, Jr., the Court set the Initial Case Management conference for October 27, 2020
9 (ECF No. 15);

10 WHEREAS, on October 9, 2020, Plaintiff and Defendants (the “Parties”) filed a stipulated
11 request to continue the October 27, 2020 Initial Case Management conference to 30 days after the Court
12 issued a decision on Defendants’ (then-anticipated) Motion to Compel Arbitration and Dismiss
13 (“Motion”) and to set a briefing schedule on that Motion (ECF No. 17);

14 WHEREAS, on October 13, 2020, the Court issued an Order granting the Parties’ request to
15 continue the Initial Case Management conference to “30 days following the Court’s order on the
16 anticipated motion to compel arbitration” (“the Order”) (ECF No. 20);

17 WHEREAS, the Court is set to hear Defendants’ motion to compel arbitration and dismiss on
18 December 10, 2020, at 2:00 p.m. (ECF No. 20);

19 WHEREAS, on October 19, 2020, the Clerk gave notice that the Initial Case Management
20 conference “previously set for October 27th, is continued to December 10, 2020, at 2:00 p.m., to be
21 heard along with the motion to compel and dismiss” (ECF No. 25);

22 WHEREAS, the Parties request that pursuant to the Court’s October 13 Order (ECF No. 20), the
23 Initial Case Management Conference, currently set for December 10, 2020, be continued until 30 days
24 following the Court’s order on the motion to compel arbitration.

25 NOW THEREFORE, it is hereby stipulated and agreed by the parties, subject to the order of the
26 Court, that the Initial Case Management Conference shall be continued until 30 days after the Court
27 issues a decision on Defendants’ Motion.

28

1 DATED: November 19, 2020

2 /s/ Brendan P. Cullen

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23 *Counsel for Defendants Wells Fargo & Company*
24 *and Wells Fargo Bank, N.A.*

25 DATED: November 19, 2020

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38 *Counsel for Plaintiff*

ORDER

Pursuant to the stipulation of the parties and good cause appearing, IT IS ORDERED that the Initial Case Management Conference, currently set for December 10, 2020 at 2:00 p.m., is continued until 30 days after the Court issues a decision on Defendants' Motion.

IT IS SO ORDERED.

Dated: 11/20/2020



HONORABLE HAYWOOD S. GILLIAM, JR.
UNITED STATES DISTRICT JUDGE

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