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CINTAS CORPORATION and
PLAN ADMINISTRATOR FOR
THE CINTAS PARTNERS' PLAN

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

PAUL VELIZ, *et al.*, on behalf of
themselves and all others similarly situated.

Plaintiffs,

vs.

CINTAS CORPORATION, an Ohio
corporation; PLAN ADMINISTRATOR
for the Cintas Partners' Plan; and DOES 1-
25, inclusive,

Defendants.

Case No. C-03-01180 (RS)(MEJ)
[E-FILING]
CLASS ACTION

**STIPULATION AND ~~PROPOSED~~ ORDER
REGARDING SCHEDULING OF EXPERT
WITNESS DEPOSITION SET BY ORDER AT
DOCKET 1551**

1 WHEREAS, the Court's Order issued on February 19, 2009, Dkt 1551, allows Plaintiffs
2 to provide a supplemental report from their expert witness Dr. Richard Drogin on or before
3 March 3, 2009, and allows Cintas Corporation ("Cintas") to conduct a "further" deposition of Dr.
4 Drogin with ten days of the filing of Drogin's supplemental report;

5 WHEREAS, the deposition of Dr. Drogin, when it takes place, will not be a "further"
6 deposition because Dr. Drogin has not yet appeared for deposition in this case;

7 WHEREAS, certain scheduling issues have recently arisen which require extending the
8 deadline for Cintas to take Dr. Drogin's deposition by a period of eight (8) days, through and
9 including March 25, 2009. (Cintas states that these issues include (a) that Cintas' expert, Dr.
10 Patrick Kennedy, has now informed Cintas' counsel that he will be traveling internationally and
11 thus unavailable on March 13, 16 and 17, 2009, and (b) the attorney for Cintas who is preparing
12 to take Dr. Drogin's deposition is scheduled to appear in Court in Los Angeles on March 12,
13 2009. As a result, unless the deadline to take Dr. Drogin's deposition is extended, under the
14 terms of the February 19, 2009 Order Cintas would have only at most eight (8) days to review and
15 consider whatever supplemental report Dr. Drogin provides and to prepare for the deposition, and
16 for Dr. Kennedy to attend if Cintas determines that it wishes to have Dr. Kennedy attend the
17 deposition);

18 WHEREAS, each of the respective parties' agreement to each and all of the matters herein
19 is conditioned upon the Court's approval, by entry of the Order stipulated to herein, of this entire
20 Stipulation as written;

21 NOW, THEREFORE, the parties hereto, by and through their respective undersigned
22 counsel, hereby stipulate to an order of the Court as follows:

23 1. The deadline for Plaintiffs to provide a supplemental report of Dr. Drogin is
24 extended through and including March 4, 2009;

25 2. The deadline for Cintas to take Dr. Drogin's deposition is extended through and
26 including March 25, 2009;

27 3. Plaintiffs shall serve Dr. Drogin's supplemental report by e-mail; and

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