1 **STIPULATION** 2 The hearing on defendants' Motion to Dismiss Fourth Amended Complaint in Part and Motion to Strike Portions of Plaintiffs' Fourth Amended Complaint in this matter was initially 4 noticed for March 7, 2011 at 9:00 a.m. 5 On February 18, 2011, the Court reset the hearing for March 21, 2011 at 9:00 a.m. 6 Plaintiffs' counsel has pre-existing commitments involving previously planned family travel on March 21, 2011, including child care. Due to plaintiffs' scheduling conflict, the parties have 8 conferred and respectfully ask the Court to continue the hearing to April 4, 2011, at 9:00 a.m., or any 9 later date convenient to the Court. SO STIPULATED. 10 DATED: March 1, 2011 ROBBINS GELLER RUDMAN 11 & DOWD LLP JOHN K. GRANT 12 CHRISTOPHER M. WOOD 13 14 /s/ John K. Grant JOHN K. GRANT 15 16 Post Montgomery Center One Montgomery Street, Suite 1800 San Francisco, CA 94104 17 Telephone: 415/288-4545 415/288-4534 (fax) 18 19 MURRAY, FRANK & SAILER LLP BRIAN P. MURRAY 275 Madison Avenue, Suite 801 20 New York, NY 10016 21 Telephone: 212/682-1818 212/682-1892 (fax) 22 Co-Lead Counsel for Plaintiffs 23 VANOVERBEKE MICHAUD & TIMMONY, P.C. 24 MICHAEL J. VANOVERBEKE THOMAS C. MICHAUD 25 79 Alfred Street Detroit, MI 48201 26 Telephone: 313/578-1200 313/578-1201 (fax) 27

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7		DLDMAN	
8	8 MIA MAZZA		
9	9		
10		/s/ Jordan Eth JORDAN ETH	
11			
	San Francisco, C	CA 94105-2482	
12	415/268-7522 (1		
13	Attorneys for De	efendants	
14	I, John K. Grant, am the ECF User whose ID and pas	I, John K. Grant, am the ECF User whose ID and password are being used to file this	
15	Stipulation and [Proposed] Order to Reschedule Hearing on Motion to Dismiss Fourth Amended Complaint in Part and Motion to Strike Portions of Plaintiffs' Fourth Amended Complaint to April 4,		
16			
17	2011. In compliance with General Order No. 45, X.B., I hereby attest that Jordan Eth has concurred		
18	in this filing.		
19	19	/s/ John K. Grant	
20		JOHN K. GRANT	
21	21		
22	22 ORDER	ORDER	
23	PURSUANT TO STIPULATION, IT IS SO ORDERED. The request to continue the hearing from March 21, 2011 to April 4, 2011 is DENIED due to the Court's own unavailability. The motion remains on calendar for hearing on March 21, 2011 at 9:00 AM as previously set.		
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26	26	1.	
27	DATED: March 4, 2011	LE JAMES WARE	
28	UNIZED STATES	S DISTRICT JUDGE	
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CERTIFICATE OF SERVICE

I hereby certify that on March 1, 2011, I authorized the electronic filing of the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses denoted on the attached Electronic Mail Notice List, and I hereby certify that I caused to be mailed the foregoing document or paper via the United States Postal Service to the non-CM/ECF participants indicated on the attached Manual Notice List.

I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on March 1, 2011.

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/s/ John K. Grant JOHN K. GRANT

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CAND-ECF- Page 1 of 2

Mailing Information for a Case 5:04-cv-04156-JW

Electronic Mail Notice List

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Manual Notice List

The following is the list of attorneys who are **not** on the list to receive e-mail notices for this case (who

CAND-ECF- Page 2 of 2

therefore require manual noticing). You may wish to use your mouse to select and copy this list into your word processing program in order to create notices or labels for these recipients.

Beth Hoffman

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