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15 UNITED STATES DISTRICT COURT  
16 NORTHERN DISTRICT OF CALIFORNIA

17 MOHIT NARAYAN, HANNA RAHAWI, and  
THOMAS HEATH, on behalf of themselves, all  
18 others similarly situated, and the general public,

19 Plaintiffs,

20 v.

21 EGL, INC., a Texas Corporation; EAGLE  
22 FREIGHT SERVICES, INC.; and DOES 1-10,  
inclusive,

23 Defendants.

**CLASS ACTION**

No. C05-04181 RMW

**STIPULATION AND ORDER RE  
LEAVE FOR FILING OF SECOND  
AMENDED COMPLAINT**

24  
25 IT IS HEREBY STIUPLATED by and between the parties hereto through their respective  
26 attorneys of record that Plaintiffs may file the Second Amended Complaint, a copy of which is  
27 attached hereto, WITHOUT PREJUDICE TO Defendants' right to assert all defenses thereto.

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1 IT IS FURTHER STIUPLATED that the Second Amended Complaint shall be deemed  
2 served as of the date Defendants are served with notice that the Court has issued its Order  
3 approving this Stipulation, and Defendants shall have thirty (30) days thereafter to respond thereto.

4 DATED: Jan. 27, 2011.

5 HINTON, ALFERT & SUMNER

6  
7 By   
8 KARON KAUFMANN  
Attorneys for Plaintiffs

9 DATED: Jan. 27, 2011.

10 HUNTON & WILLIAMS

11  
12 By   
13 *for* FRASER McALPINE  
Attorneys for Defendants EGL, INC. and  
CEVA FREIGHT, LLC

14 IT IS SO ORDERED

15 DATED: 2/3, 2011.

16  
17  
18 By   
19 HON. RONALD M. WHYTE  
U.S. DISTRICT JUDGE