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 10 **UNITED STATES DISTRICT COURT**
 11 **NORTHERN DISTRICT OF CALIFORNIA**
 12 **(SAN JOSE DIVISION)**

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 15 CARL K. RICH and DAVID DURAN,
 16 individually and on behalf of all others
 17 similarly situated,
 18
 Plaintiffs,
 19
 vs.
 20 HEWLETT-PACKARD COMPANY,
 et al.,
 21
 Defendants.

Case No. C-06-03361-JF

**~~PROPOSED~~ ORDER
 GRANTING STIPULATION
 REQUESTING FURTHER
 MODIFICATION OF HEARING
 AND BRIEFING SCHEDULE re:
 MOTION FOR CLASS
 CERTIFICATION AND MOTION
 FOR SUMMARY JUDGMENT**

Honorable Jeremy Fogel

**PROPOSED ORDER GRANTING STIP. REQUESTING FURTHER MODIFICATION OF HEARING & BRIEFING
 SCHEDULE re: MOTION FOR CLASS CERTIFICATION AND MOTION FOR SUMMARY JUDGMENT;
 Case No. C-06-03361-JF**

1 The Court having reviewed the parties' stipulation to further modify the briefing
2 and hearing schedule for Plaintiffs' motion for class certification and Defendant's motion
3 for summary judgment and the accompanying declaration of counsel, and having found
4 good cause shown, IT IS ORDERED as follows:

5 The Court VACATES the current hearing date of February 5, 2010, for Plaintiffs'
6 motion for class certification and Defendant's motion for summary judgment, and the
7 Case Management Conference scheduled to follow thereafter. The Court sets the
8 following new schedule: hearing on Plaintiff's motion for class certification and HP's
9 motion for summary judgment shall be held on February 26, 2010, at 9:00 a.m., with a Case
10 Management Conference to follow; Plaintiffs' opposition to HP's motion for summary judgment
11 shall be due on January 29, 2010; HP's reply in support of its motion for summary judgment
12 shall be due on February 12, 2010; and Plaintiffs' reply in support of its motion for class
13 certification shall be due on February 12, 2010.

14 **IT IS SO ORDERED.**

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16 Date: 1/14/2010

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18 HONORABLE JEREMY ROGER
19 UNITED STATES DISTRICT JUDGE