

1 KAREN KAHN (STATE BAR NO. 98404)
 2 DAVID POORE (STATE BAR NO. 192541)
 3 KAHN, BROWN & POORE
 30 Fifth Street, Second Floor
 4 Petaluma, CA 94952
 Telephone: +1-707-763-7100
 Facsimile: +1-707-763-7108

5 Attorneys for Plaintiffs
 Tracie Lythgoe, Behnaz Morshedi, & Patricia Simpson

6 PATRICIA K. GILLETTE (STATE BAR NO. 74461)
 7 pgillette@orrick.com
 8 GREG J. RICHARDSON (STATE BAR NO. 203788)
 grichardson@orrick.com
 9 ORRICK, HERRINGTON & SUTCLIFFE LLP
 The Orrick Building
 405 Howard Street
 10 San Francisco, CA 94105-2669
 Telephone: +1-415-773-5700
 11 Facsimile: +1-415-773-5759

12 Attorneys for Defendant
 13 BANK OF THE WEST

14 UNITED STATES DISTRICT COURT
 15 NORTHERN DISTRICT OF CALIFORNIA

17 TRACIE LYTHGOE, BEHNAZ
 18 MORSHEDI, PATRICIA SIMPSON,
 MARYLIN FOSTER and ANGIE
 19 KOTTIKAS,

20 Plaintiffs,

21 v.

22 BANK OF THE WEST, KEN FUJIHARA,
 and LINDA LOCKLEAR,

23 Defendants.

Case No. 5:07-CV-02300-JF

**JOINT STIPULATION AND
 PROPOSED ORDER GRANTING
 PARTIES 10 ADDITIONAL PAGES
 IN BRIEFS IN SUPPORT AND IN
 OPPOSITION TO SUMMARY
 JUDGMENT**

Hearing Date: August 21, 2009

1 By this joint stipulation, Defendant Bank of the West and Plaintiffs Tracie
2 Lythgoe, Behnaz Morshedi, and Patricia Simpson, by and through their attorneys of record, seek
3 to extend the page limit for any motions and memoranda of points and authorities in support and
4 in opposition to summary judgment.

5 Good cause exists for this request because the case involves three plaintiffs and
6 twelve causes of action. Rather than file one summary judgment brief for each plaintiff, the
7 parties have agreed for, the benefit of the Court and the parties, that if either side decides to file a
8 summary judgment as to more than one of the plaintiffs, all the plaintiffs shall be included in one
9 brief rather than multiple, separate briefs.

10 However, because there are currently twelve claims for each of the Plaintiffs, the
11 parties believe that extra pages are necessary to properly brief the issues before the Court.
12 Without the opportunity to adequately brief and respond to the issues, judicial resources may be
13 wasted because the claims will not be determined without trial. For these reasons, Plaintiffs and
14 Defendants respectfully request that the Court grant each party an additional ten (10) pages in its
15 motion for and opposition to summary judgment.

16 Dated: August 12, 2009

KAHN, BROWN & POORE

17
18 /s/ David Poore

19 David Poore
20 Attorneys for Plaintiffs

21
22 Dated: August 12, 2009

Orrick, Herrington & Sutcliffe LLP

23
24 /s/ Greg J. Richardson

25 PATRICIA K. GILLETTE
26 GREG J. RICHARDSON
27 Attorneys for Defendant
28

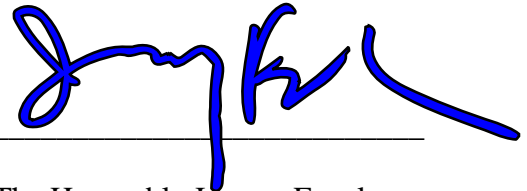
1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

ORDER

Pursuant to stipulation and good cause appearing, it is so ordered: Each party shall be entitled to thirty-five (35) pages in its brief in support of or in opposition to summary judgment.

By the court:

Dated: 8/13/09



The Honorable Jeremy Fogel