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16
 17 **UNITED STATES DISTRICT COURT**
 18 **NORTHERN DISTRICT OF CALIFORNIA**
 19 **(SAN JOSE DIVISION)**

20 NATHAN NYGREN and STEPHEN
 21 SHIFFLETTE, on behalf of themselves and
 all others similarly situated,
 22
 Plaintiffs,
 23 v.
 24 HEWLETT-PACKARD COMPANY, a
 25 Delaware corporation,
 26 Defendant.

CASE NO. 07-05793 JW (HRL)

CLASS ACTION

**JOINT STIPULATION AND
 [Proposed] ORDER REGARDING
 MEDIATION DEADLINE**

BEFORE: Hon. James Ware

27 WHEREAS, on February 12, 2008, the Parties filed a Stipulation Selecting ADR Process
 28 and selected mediation;

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Dated: November 20, 2008

MORGAN, LEWIS & BOCKIUS LLP

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~~PROPOSED~~ ORDER

PURSUANT TO THE TERMS OF THE STIPULATION, IT IS HEREBY ORDERED that: (a) the current mediation deadline is vacated; and (b) the Mediator will hold a mediation session within 45 days of the Court's ruling on any motion to dismiss the Second Amended Complaint, if necessary.

DATED: December 1, 2008



The Hon. James Ware, U.S.D.J.