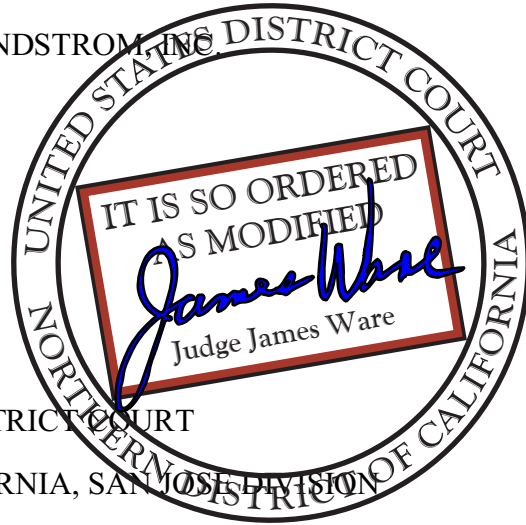


1 Steve W. Dollar [SBN 104365]  
 2 Liam J. O'Connor, Esq. [SBN 246638]  
 3 ERICKSEN, ARBUTHNOT, KILDUFF, DAY & LINDSTROM, INC.  
 4 152 No. Third Street, Suite 700  
 San Jose, CA 95112  
 Telephone: (408) 286-0880  
 Facsimile: (408) 286-0337

5 Attorneys for Defendant  
 6 PHILLIPS & COHEN ASSOCIATES, LTD.



7  
 8 UNITED STATES DISTRICT COURT  
 9 NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION

11 RAMONA PATRICIA CARDON,  
 12 Plaintiff,  
 13 vs.  
 14 PHILLIPS & COHEN ASSOCIATES, LTD., A  
 15 New Jersey Corporation,  
 16 Defendant.

Case Number C08-00926-JW  
 STIPULATION AND REQUEST  
 TO CONTINUE PRELIMINARY  
 PRETRIAL CONFERENCE

17  
 18  
 19  
 20 A Preliminary Pretrial Conference in this matter is currently set for December 15, 2008 at  
 21 11:00 a.m. The parties are currently engaged in settlement negotiations and believe that they are very  
 22 close to resolving this matter. As a result, the parties hereby agree and stipulate that in the interest  
 23 of efficiency and preservation of resources, the Preliminary Pretrial Conference should be continued  
 24 until January 19, 2009. The parties respectfully request that the Court continue the Preliminary  
 25 Pretrial Conference until January 19, 2009.

26 //  
 27 //  
 28 //

1 IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.

2  
3 DATED: December 8, 2008

\_\_\_\_\_/s/\_\_\_\_\_  
Fred Schwinn Esq.  
Attorney for Plaintiff


4  
5 DATED: December 8, 2008

\_\_\_\_\_/s/\_\_\_\_\_  
Liam J. O'Connor, Esq.  
Attorney for Defendant

6  
7  
8 **\*\*\* ORDER \*\*\***

9 The Court finds good cause to grant the parties a brief continuance of their Preliminary  
10 Pretrial Conference so that they may focus on their settlement efforts. Accordingly, the  
11 Preliminary Pretrial Conference is continued from December 15, 2008 to **January 26, 2009 at**  
12 **11 a.m.** On or before **January 16, 2009**, the parties shall file a Joint Preliminary Pretrial  
13 Statement. The Statement shall include, among other things, an update on the parties'  
14 settlement efforts and their readiness for trial.  
15

16  
17 Dated: December 12, 2008

  
\_\_\_\_\_  
JAMES WARE  
United States District Judge