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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION**

JOHN M. HIGDON, individually and on
Behalf of All Others Similarly Situated,

Plaintiffs,

v.

PACIFIC BELL TELEPHONE COMPANY
dba AT&T CALIFORNIA, a California
corporation, and DOES 1 through 250,
inclusive;

Defendants.

Case No. 5:08-cv-03526-RS

Action Filed: July 23, 2008

Trial Date: None Set

Judge: Hon. Richard Seeborg

**ORDER RE CLASS
REPRESENTATIVE'S EXCUSE
FROM ATTENDANCE AT
MEDIATION**

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1 Pursuant to the stipulation of the parties, and good cause appearing, IT IS
2 HEREBY ORDERED as follows:

3 The class representative in this class action case, John M. Higdon, is excused
4 from personally attending the mediation scheduled to begin on September 18, 2009, and
5 ~~shall~~ ^{must} be available telephonically throughout the mediation, should his input be required.
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7 **IT IS SO ORDERED.**

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9 Dated: 8/28/09

10 By: Wayne D. Brazil
11 Magistrate Judge Wayne D. Brazil
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