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3 Plaintiff, in Pro Se
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9 Attorneys for Defendant
DENNY'S, INC.

11 UNITED STATES DISTRICT COURT
12 NORTHERN DISTRICT OF CALIFORNIA
13 SAN JOSE DIVISION

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15 KAREN DEHONEY,
16 Plaintiff,

17 vs.

18 DENNY'S, INC.,
19 Defendant.

Case No. C-08-04092 JW

**STIPULATED REQUEST TO
CONTINUE FINAL PRETRIAL
CONFERENCE AND TO EXTEND
DEADLINE TO FILE JOINT
PRETRIAL CONFERENCE
STATEMENT, MOTIONS IN
LIMINE, PROPOSED JURY
INSTRUCTIONS AND PRETRIAL
DISCLOSURES; [PROPOSED]
ORDER THEREON**

Complaint filed: August 27, 2008
Trial date: June 2, 2010
Judge: Hon. James Ware

28 STIPULATED REQUEST TO CONTINUE FINAL PRETRIAL CONFERENCE AND TO
EXTEND DEADLINE TO FILE JOINT PRETRIAL CONFERENCE STATEMENT, MOTIONS
IN LIMINE, PROPOSED JURY INSTRUCTIONS AND PRETRIAL DISCLOSURES;
[PROPOSED] ORDER THEREON
(Case No. C-08-04092 JW)

1 STIPULATION

2 WHEREAS, on March 22, 2010, the Court heard Defendant Denny's, Inc. ("Defendant")
3 Motion for Summary Judgment or, in the Alternative, Partial Summary Judgment;

4 WHEREAS, on March 25, 2010, the Court issued an order requesting that Plaintiff Karen
5 DeHoney ("Plaintiff") submit further briefing and corroborating evidence to support the statements
6 she made at the March 22, 2010 hearing;

7 WHEREAS on April 7, 2010, the Court granted the parties' stipulated request for an
8 extension of time to file the Joint Pretrial Conference Statement, Motions in Limine and Proposed
9 Jury Instructions from April 12, 2010 to May 3, 2010, so that the parties would have the Court's
10 ruling on Defendant's Motion for Summary Judgment or, in the Alternative, Partial Summary
11 Judgment prior to filing pretrial documents.

12 WHEREAS on April 9, 2010, Plaintiff filed her supplemental opposition to Defendant's
13 Motion for Summary Judgment or, in the Alternative, Partial Summary Judgment;

14 WHEREAS on April 14, 2010, Defendant filed its response to Plaintiff's supplemental
15 opposition to Defendant's Motion for Summary Judgment, or in the Alternative, Partial Summary
16 Judgment;

17 WHEREAS the filing deadline for the Joint Pretrial Conference Statement, Motions in
18 Limine, Proposed Jury Instructions and Pretrial Disclosures is May 3, 2010;

19 WHEREAS the Final Pretrial Conference is scheduled for May 10, 2010;

20 WHEREAS the Court has not issued a ruling on Defendant's Motion for Summary
21 Judgment or, in the Alternative, Partial Summary Judgment;

22 WHEREAS, the scope of the case will not be determined until after the Court issues its
23 ruling on Defendant's Motion for Summary Judgment, or, in the Alternative, Partial Summary
24 Judgment; and

25 WHEREAS, Plaintiff and Defendant agree that it would be in the best interests of both
26 parties to prepare the pretrial documents after the Court rules on Defendant's Motion for Summary
27 Judgment, or, in the Alternative, Partial Summary Judgment;

28 STIPULATED REQUEST TO CONTINUE FINAL PRETRIAL CONFERENCE AND TO
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IN LIMINE, PROPOSED JURY INSTRUCTIONS AND PRETRIAL DISCLOSURES;
[PROPOSED] ORDER THEREON
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1 IT IS HEREBY STIPULATED and agreed by Plaintiff and Defendant that the Final
2 Pretrial Conference be continued two weeks from May 10, 2010 to May 24, 2010 at 11:00 a.m.
3 and the filing deadline for the Joint Pretrial Conference Statement, Motions in Limine, Proposed
4 Jury Instructions and Pretrial Disclosures be extended two weeks from May 3, 2010 to May 17,
5 2010.

7 Dated: April 28, 2010

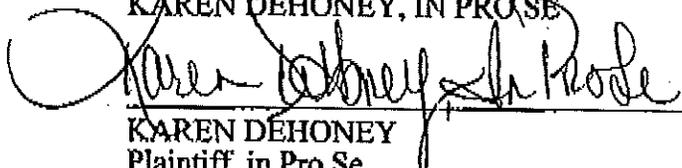
LAFAYETTE & KUMAGAI LLP

/s/ Brian H. Chun

BRIAN H. CHUN
Attorneys for Defendant
DENNY'S, INC.

11 Dated: April 28, 2010

KAREN DEHONEY, IN PRO SE

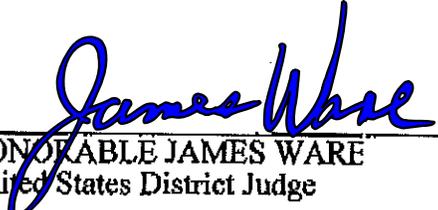

KAREN DEHONEY
Plaintiff, in Pro Se

ORDER

16 Good cause appearing therefor and pursuant to the parties' stipulation, it is hereby
17 ORDERED that the Final Pretrial Conference be continued to May 24, 2010 at 11:00 a.m. and
18 the filing deadline for the Joint Pretrial Conference Statement, Motions in Limine, Proposed Jury
19 Instructions and Pretrial Disclosures be extended to May 17, 2010.

21 PURSUANT TO STIPULATION, IT IS SO ORDERED.

23 DATED: April 30, 2010


HONORABLE JAMES WARE
United States District Judge

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28 STIPULATED REQUEST TO CONTINUE FINAL PRETRIAL CONFERENCE AND TO
EXTEND DEADLINE TO FILE JOINT PRETRIAL CONFERENCE STATEMENT, MOTIONS
IN LIMINE, PROPOSED JURY INSTRUCTIONS AND PRETRIAL DISCLOSURES;
[PROPOSED] ORDER THEREON

CERTIFICATE OF SERVICE

I declare:

I am employed in the City and County of San Francisco, California. I am over the age of eighteen years and not a party to the within action. My business address is 100 Spear Street, Suite 600, San Francisco, California, 94105.

On April 28, 2010, I served the document named below on the parties in this action as follows:

STIPULATED REQUEST TO CONTINUE FINAL PRETRIAL CONFERENCE AND TO EXTEND DEADLINE TO FILE JOINT PRETRIAL CONFERENCE STATEMENT, MOTIONS IN LIMINE, PROPOSED JURY INSTRUCTIONS AND PRETRIAL DISCLOSURES; [PROPOSED] ORDER THEREON

X (BY MAIL) I caused each and such envelope, with postage thereon fully prepaid, to be placed in the United States mail at San Francisco, California. I am readily familiar with the practice for the collection and processing of correspondence for mailing, said practice being that in the ordinary course of business, mail is deposited in the United States Postal Service the same day as it is placed for collection.

(BY PERSONAL SERVICE) I caused to be personally served each document listed above on the addressee (s) noted below.

(BY FACSIMILE) I caused to be sent via facsimile at the facsimile number listed below, a copy of each document to the addressee(s) noted below

(BY OVERNIGHT MAIL) I caused to be delivered to an overnight courier service each Such envelope to the addressee noted below.

Karen DeHoney, In Pro Se
284 East Prosperity Avenue
Tulare, California 93274

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on April 28, 2010, at San Francisco, California.

[Handwritten signature of Tahlise M. Hines]

Tahlise M. Hines

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UNITED STATES DISTRICT COURT
FOR THE
NORTHERN DISTRICT OF CALIFORNIA

KAREN DEHONEY ,
Plaintiff,

Case Number: CV08-04092 JW

CERTIFICATE OF SERVICE

v.

DENNY'S CORPORATION et al,
Defendant.

I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on April 30, 2010, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

Karen DeHoney
284 E. Prosperity Avenue
Tulare, CA 93274

Dated: April 30, 2010

Richard W. Wieking, Clerk
/s/ By: Elizabeth C. Garcia, Deputy Clerk