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E-FILED 12/24/08

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Attorneys for Defendants SAN JOSE MARKET
CENTER HB INC and EVA KAM

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

GREGORIO MIGUEL LOPEZ and JOHANA
MONTROYA,

Plaintiffs,

vs.

SAN JOSE MARKET
CENTER HB INC and EVA KAM,

Defendants.

Case No. C 08 04865 RS

Complaint Filed: October 23, 2008

**STIPULATION PURSUANT TO L.R. 6-
1(b) TO CONTINUE CASE
MANAGEMENT CONFERENCE
AND
~~PROPOSED~~ ORDER**

Trial Date: None.

1 Plaintiffs Gregorio Miguel Lopez and Johana Montoya, and defendants San Jose
2 Market Center HB Inc. and Eva Kam, appearing by and through their respective counsel, hereby
3 stipulate to continue the Case Management Conference currently scheduled on **February 25, 2009**
4 for twenty-eight (28) days. The continuance is needed because defendants have just retained
5 counsel and counsel will not have had sufficient time to investigate the claims in plaintiff's
6 Complaint or to prepare a response and thus, will be unable to effectively discuss issues that will
7 arise in the case management conference. With the requested extension, the next date for the case
8 management conference shall be **March 25, 2009** at 2:30 p.m. or the first available date thereafter.
9 Case management conference statements shall be filed by no later than March 18, 2009, unless
10 otherwise ordered by the court.

11 IT IS SO STIPULATED.

12
13 DATED: December 23, 2008

Respectfully submitted,

LAW OFFICES OF TOMAS E. MARGAIN

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By: _____

Tomas E. Margain
Attorneys for Plaintiffs

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17 DATED: December . 2008

MUSICK, PEELER & GARRETT LLP

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By: _____

Catherine M. Lee
Attorneys for Defendants SAN JOSE MARKET
CENTER HB INC and EVA KAM

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ORDER

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IT IS SO ORDERED.

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Dated: December 24, 2008



JUDGE OF THE UNITED STATES
DISTRICT COURT

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Plaintiffs Gregorio Miguel Lopez and Johana Montoya, and defendants San Jose Market Center HB Inc. and Eva Kam, appearing by and through their respective counsel, hereby stipulate to continue the Case Management Conference currently scheduled on **February 25, 2009** for twenty-eight (28) days. The continuance is needed because defendants have just retained counsel and counsel will not have had sufficient time to investigate the claims in plaintiff's Complaint or to prepare a response and thus, will be unable to effectively discuss issues that will arise in the case management conference. With the requested extension, the next date for the case management conference shall be **March 25, 2009** at 2:30 p.m. or the first available date thereafter. Case management conference statements shall be filed by no later than March 18, 2009, unless otherwise ordered by the court.

IT IS SO STIPULATED.

Respectfully submitted,

DATED: December , 2008

LAW OFFICES OF TOMAS E. MARGAIN

By: _____
Tomas E. Margain
Attorneys for Plaintiffs

DATED: December 24 , 2008

MUSICK, PEELER & GARRETT LLP

By: Catherine M Lee / by kc
Catherine M. Lee
Attorneys for Defendants SAN JOSE MARKET CENTER HB INC and EVA KAM

ORDER

IT IS SO ORDERED.

Dated: _____, 2008

JUDGE OF THE UNITED STATES
DISTRICT COURT