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7
 8 UNITED STATES DISTRICT COURT

9 NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION

10
 11 MARINA KALINOWSKI,

12 Plaintiff,

13 v.

14 T-MOBILE USA, INC., and DOES 1 through 10,

15 Defendants.

Case No. **09-cv-02322-JW**

16
 17 **STIPULATION AND [PROPOSED] ORDER TO MODIFY ORDER SETTING INITIAL CASE MANAGEMENT CONFERENCE AND ADR DEADLINES**

Complaint Filed: April 24, 2009
 Trial Date: None Set

18 Plaintiff Marina Kalinowski and Defendant T-Mobile hereby jointly request that the
 19 Court modify its May 26, 2009 and May 28, 2009 orders which collectively set a case
 20 management conference for this case on October 5, 2009 and corresponding ADR and Federal
 21 Rule of Civil Procedure 26 deadlines.

22 Whereas, the parties have agreed to engage in settlement discussions in order to
 23 expeditiously resolve this case.

24 Whereas, the parties agree that it would aid in settlement discussions if the case
 25 management conference and corresponding dates are reset to approximately one month later.

26 THEREFORE, IT IS HEREBY STIPULATED AND AGREED by and between the
 27 parties, that:

- 28
- The last date to meet and confer regarding initial disclosures, ADR process selection, and

Case No.: C09-02322

STIPULATION AND [PROPOSED] ORDER TO MODIFY CASE SCHEDULE

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a discovery plan is November 2, 2009.

- The last date to file a Rule 26(f) report, complete initial disclosures or state objection in Rule 26(f) report, and file Joint Case Management Statement is November 6, 2009.
- The case management conference is reset to November 16th at 10:00 am.

DATED: September 8, 2009

BINGHAM McCUTCHEN LLP

By: /s/ James Severson
 James Severson
 Jacqueline Bronson
 Attorneys for Defendant
 T-MOBILE USA, INC.

DATED: September 8, 2009

SWEENEY, MASON, WILSON & BOSOMWORTH

By: /s/ Kurt E. Wilson
 Kurt E. Wilson
 Attorneys for Plaintiff

IT IS SO ORDERED. AS MODIFIED.

Dated: September 14, 2009



 Hon. James Ware