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10 Attorneys for Plaintiff  
 11 TERESA ANN LUXFORD  
 and CARLOS H. PEREZ

12  
 13 **IN THE UNITED STATES DISTRICT COURT**  
**FOR THE NORTHERN DISTRICT OF CALIFORNIA**  
 14 **SAN JOSE DIVISION**

15 TERESA ANN LUXFORD and CARLOS  
 16 H. PEREZ, on behalf of themselves and all  
 others similarly situated,

Case No.: C09-02809-JF-RS

17 Plaintiffs,

**STIPULATION AND JOINT REQUEST TO  
 CONTINUE CASE MANAGEMENT  
 CONFERENCE AND ~~PROPOSED~~ ORDER**

18 v.

19 RESURGENT CAPITAL SERVICES, LP,  
 20 a Delaware limited partnership, ALEGIS  
 GROUP, LLC, a Delaware limited liability  
 21 company, and LVNV FUNDING, LLC, a  
 Delaware limited liability company,

22 Defendants.  
 23

24 WHEREAS, the Court has set an Initial Case Management Conference in this case for April 2,  
 25 2010, at 10:30 a.m.;

26 WHEREAS, the parties have engaged in informal discovery and settlement discussions in an  
 27 attempt to resolve this case at the earliest possible time, thereby, saving costs and attorney fees by all  
 28

1 parties;

2 WHEREAS, the parties have agreed to participate in Mediation if their informal attempts at  
3 resolution are ultimately unsuccessful;

4 WHEREAS, the parties believe that additional informal settlement discussions and discovery  
5 may result in an early resolution of this case;

6  
7 In light of the foregoing, the undersigned parties, through their counsel, hereby request that the  
8 Court continue the Initial Case Management Conference currently set for April 2, 2009, at 10:30 a.m. to  
9 June 25, 2010 at 10:30 a.m., or to a convenient date thereafter, in order to allow the parties an  
10 opportunity to resolve the case through Mediation, thereby conserving judicial resources.

11 IT IS SO STIPULATED.

12  
13 Dated: March 18, 2010

CONSUMER LAW CENTER, INC.

14 By: /s/ Fred W. Schwinn  
15 Fred W. Schwinn, Esq.  
16 Attorneys for Plaintiffs  
17 Teresa Ann Luxford and  
18 Carlos H. Perez

19 Dated: March 18, 2010


REED SMITH, LLP

20 By: /s/ Jordan S. Yu  
21 Jordan S. Yu, Esq.  
22 Attorneys for Defendants  
23 Resurgent Capital Services, L.P.,  
24 Alegis Group, LLC, and  
25 LVNV Funding, LLC

26 **ORDER**

27 GOOD CAUSE APPEARING, the Initial Case Management Conference in this matter is  
28 continued to June 25, 2010, at 10:30 a.m.

Dated: 3/24/2010

  
The Honorable Jerome Fogel  
United States District Judge