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THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

GABRIEL ORTIZ, ANDREW GONZALES,
 LANDON MICKEY MILLER, AND JOE
 HUYNH,

Plaintiffs,

Case No.: C 09-03485 JW

JOINT STIPULATION AND
[PROPOSED] ORDER CONTINUING

JOINT STIPULATION AND [PROPOSED] ORDER CONTINUING DEADLINE FOR PRIVATE MEDIATION

DEADLINE FOR PRIVATE MEDIATION

v.

HOME DEPOT U.S.A., INC.,
Defendant.

1. Whereas, pursuant to the Court’s February 18, 2010 Order, the parties are to have completed private mediation by July 19, 2010;

2. Whereas, Defendant Home Depot U.S.A., Inc. filed a Motion for Substitution of Counsel on May 20, 2010 and said motion was granted on May 28, 2010;

3. Whereas, the parties have begun exchanging written discovery and scheduling depositions;

4. Whereas, the parties intend to begin depositions in mid-August 2010;

5. Whereas, the parties intend to complete multiple key depositions in order to engage in a meaningful mediation session;

6. Therefore, the parties request that the date to complete private mediation be extended until December 15, 2010 to allow the parties to complete key depositions and engage in further written discovery, if necessary.

IT IS SO STIPULATED.

Dated: July 16, 2010

THE LEGAL AID SOCIETY – EMPLOYMENT LAW CENTER

By: /s/ Jinny Kim
Jinny Kim

Dated: July 16, 2010

AKIN GUMP STRAUSS HAUER & FELD LLP

By: /s/ Donald Livingston
Donald Livingston

1 Pursuant to General Order No. 45 X. (B), I attest that concurrence in the filing of this
2 document has been obtained from Defendant's counsel.
3

4 Dated: July 16, 2010

Claudia Center
Jinny Kim
THE LEGAL AID SOCIETY -
EMPLOYMENT LAW CENTER

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9 By: /s/ Jinny Kim
10 Jinny Kim

11 Attorneys for Plaintiffs
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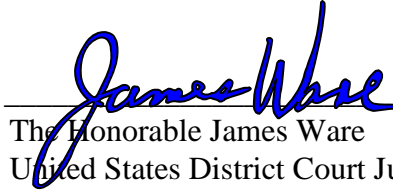
ORDER

Good cause appearing, **IT IS SO ORDERED.**

The deadline to complete private mediation, currently scheduled for July 19, 2010, shall be continued to December 15, 2010.

Dated: July 23, 2010

By:


The Honorable James Ware
United States District Court Judge