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\*E-Filed 3/29/10\*

Attorneys for Plaintiffs, Casey L. McIntosh and Sonia Hurtado on behalf of themselves and all other similarly situated employees

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DISTRICT

CASEY L. MCINTOSH and SONIA HURTADO  
on behalf of themselves and all other similarly  
situated employees,

Case No.: C 09-056: 7 RS

STIPULATION RE ORDER  
ALLOWING PLAINTIFFS' LEAVE TO  
FILE SECOND AMENDED  
COMPLAINT

Plaintiffs,

v.

AMN CORPORATION, a California Corporation,  
doing business as KID'S KORNER; MICHAEL  
AHI; KAMIL NAVAI; MACK MOSHEN; and  
NAZY MOSHEN and DOES 1 through 100,  
Inclusive

Defendants.

AMN CORPORATION, a California corporation,

Cross-Complainant,

v.

CASEY L. MCINTOSH; LAUREN PETERSON;  
and ROES 1 through 20, inclusive,

Cross-Defendants.

AND RELATED CROSS ACTION

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This stipulation is entered into by and between Plaintiffs, CASEY L. MCINTOSH and SONIA HURTADO, on behalf of themselves and all other similarly situated employees (hereinafter referred to as "Plaintiffs"), by and through their attorney, B. James Fitzpatrick, Esq., and Defendants, AMN CORPORATION, a California Corporation doing business as KID'S KORNER, MICHAEL AHI, KAMIL NAVAII, MACK MOSHEN and NAZY MOSHEN (hereinafter referred to as "Defendants") by and through their attorney David Irwin Kornbluh, Esq.;


The parties, through their respective counsel stipulate to the following:

1. The proposed Second Amended Complaint adds SONIA HURTADO as a class representative.
2. Defendants do not object to the court issuing an order allowing Plaintiffs' leave to file the proposed Second Amended Complaint, a copy of which is attached hereto as Exhibit "A"; and
3. The Second Amended Complaint shall be deemed filed and served as to Defendants as of the date of entry of the order granting leave to file the Second Amended Complaint.

IT IS SO STIPULATED.

Dated: March 17, 2010

FITZPATRICK, SPINI & SWANSTON

By:   
B. JAMES FITZPATRICK, ESQ.  
Attorneys for Plaintiffs,  
CASEY L. MCINTOSH, et al.

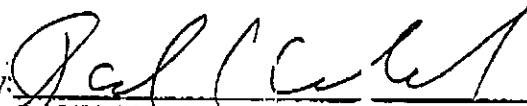
I, DAVID IRWIN KORNBLUH, ESQ., on behalf of Defendants, am in agreement with the above stipulation.

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Dated: March 17, 2010

MILLER MORTON CAILLAT & NEVIS LLP

By:   
DAVID IRWIN KORNBLUM, ESQ.  
Attorneys for Defendants,  
AMN CORPORATION, MICHAEL AHI;  
KAMIL NAVAI; MACK MOSHEN; and NAZY  
MOSHEN

**ORDER**

Based on the stipulation set forth above,  
IT IS HEREBY ORDERED, that Plaintiffs are granted leave to file the Second Amended  
Complaint and that the Second Amended Complaint is hereby deemed filed and served as to  
Defendants as of the date of entry of the order.

SO ORDERED.

DATED: 3/29/10

  
HONORABLE RICHARD SEEFORG