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ATTORNEY FOR PLAINTIFF

6 **UNITED STATES DISTRICT COURT**
 7 **NORTHERN DISTRICT OF CALIFORNIA**
 8 **SAN JOSE DIVISION**

9 LANCE GITTIN, on behalf of)
 himself and all others similarly situated,)

11 Plaintiff,

13 v.
 14 KCI USA, INC.,

15 Defendant.

) Civil Action No. 09-05843 RS
)
) REQUEST TO CONTINUE DECEMBER 2,
) 2010 CASE MANAGEMENT
) CONFERENCE and ~~Proposed~~ ORDER

17 The parties attended mediation on August 12, 2010. A continued mediation was conducted on
 18 September 24, 2010.

19 The parties have exchanged settlement documents and are working on a joint motion for
 20 preliminary approval of a class certification and approval of a class action settlement. Thus, Plaintiff
 21 respectfully request the Court continue the December 2, 2010 Case Management Conference
 22 approximately three-weeks.
 23

24 Dated: December 2, 2010

25 /s/Ronald Wilcox
 Ronald Wilcox, Counsel for Plaintiff

1 **~~Proposed~~ ORDER**

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3 The stipulation of the parties is hereby adopted. The December 2, 2010 Case Management
4 Conference is continued to January 13, 2011 at 10:00 a.m.
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7 **IT IS SO ORDERED.**

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9 Date: 11/29/10

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12 HON. RICHARD SEEBORG
13 U.S. DISTRICT COURT JUDGE
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