

1 MONIQUE OLIVIER (SBN 190385)
 (monique@dplolaw.com)
 2 DUCKWORTH PETERS LEBOWITZ OLIVIER LLP
 100 Bush Street, Suite 1800
 3 San Francisco, CA 94104
 4 Telephone: (415) 433-0333
 Facsimile: (415) 449-6556

5 JAMES C. STURDEVANT (SBN 94551)
 (jsturdevant@sturdevantlaw.com)
 6 THE STURDEVANT LAW FIRM
 7 A Professional Corporation
 354 Pine Street, Fourth Floor
 8 San Francisco, California 94104
 Telephone: (415) 477-2410
 9 Facsimile: (415) 477-2420

10 Attorneys for Plaintiffs and the Class
 and Counterdefendants

11 **UNITED STATES DISTRICT COURT**
 12 **NORTHERN DISTRICT OF CALIFORNIA**
 13 **SAN JOSE DIVISION**

14 GUIFU LI, MENG YANG, FANG DAI,
 LIN CUI, and ZHONG YU on behalf of
 themselves and all others similarly situated,

15 Plaintiffs,
 16 vs.

17 A PERFECT DAY FRANCHISE, INC., a
 California corporation, *et al.*,

18 Defendants.

Case No. CV 10-01189 LHK (PSG)

CLASS ACTION

**STIPULATION AND ~~PROPOSED~~ ORDER TO
 ENLARGE BRIEFING SCHEDULE ON
 DEFENDANT’S MOTION TO DISMISS
 (DKT. 283)**

20 MINJIAN HAND HEALING INSTITUTE,
 21 INC., a California corporation,

22 Counterclaimant,
 23 vs.

24 FANG DAI, and individual; ZHONG YU, an
 individual; LIN CUI, and individual; and
 25 DOES 11-30, inclusive,

26 Counterdefendants.

Courtroom: 4, 5th Floor
 Judge: Hon. Lucy H. Koh

Complaint Filed: March 22, 2010

1 WHEREAS on November 2, 2011, Defendants' filed a Motion to Dismiss (Dkt. 283), which,
2 pursuant to Local Rule 7-3, set the briefing schedule as follows:

- 3 • Opposition Due November 16, 2011
- 4 • Reply Due November 23, 2011

5 WHEREAS the hearing on this matter is not until January 5, 2012.

6 WHEREAS the parties have been actively engaged in discovery and in briefing motions to
7 compel, and responses thereto based on the Court's deadline to file such motions more than thirty
8 (30) days prior to the discovery cut-off date. (Dkt. 267.)

9 WHEREAS the discovery cut-off in this case is set for December 2, 2011. (Dkt. 254.)

10 WHEREAS the parties have noticed multiple depositions to occur during the month of
11 November, 2011.

12 IT IS HEREBY STIPULATED by and between the parties, through their respective attorneys
13 of record, that the briefing schedule on Defendants' Motion to Dismiss (Dkt. 283) shall be amended
14 as follows:

- 15 • Opposition Due November 23, 2011
- 16 • Reply Due December 7, 2011

17 Dated: November 11, 2011

DUCKWORTH PETERS LEBOWITZ OLIVIER LLP

18 THE STURDEVANT LAW FIRM
19 A Professional Corporation

20 By: /s/ Monique Olivier
21 Monique Olivier

22 Attorneys for Plaintiffs and the Putative Class and
23 Counterdefendants

24 Dated: November 11, 2011

LAW OFFICES OF RICHARD WAHNG

25 By: /s/ Lee E. Sheldon
26 Lee Edwin Sheldon
27 Attorneys for Defendants and Counterclaimant

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ATTESTATION UNDER GENERAL ORDER 45

I, Monique Olivier, am the ECF user whose ID and password are being used to file this STIPULATION AND [PROPOSED] ORDER TO ENLARGE BRIEFING SCHEDULE ON DEFENDANTS' MOTION TO DISMISS (DKT. 283). In compliance with General Order 45, I hereby attest that Lee Sheldon, counsel for Defendants, has concurred in this filing.

Dated: November 11, 2011

/s/ Monique Olivier
Monique Olivier

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PURSUANT TO STIPULATION, IT IS SO ORDERED.

The briefing schedule on Defendants' Motion to Dismiss (Dkt. 283) shall be amended as

follows:

- Opposition Due November 23, 2011
- Reply Due December 7, 2011

DATED: November 14, 2011

By: 
HONORABLE LUCY H. KOH
United States District Judge