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7 UNITED STATES FEDERAL COURT  
 8 NORTHERN DISTRICT OF CALIFORNIA  
 9 SAN JOSE DIVISION

10 JOSE SANTIAGO ,

Case No.: C10-02526 PVT

11 Plaintiff,

12 vs.

STIPULATION AND ORDER EXTENDING  
 TIME TO RESPOND, CASE DEADLINES  
 AND CASE MANAGEMENT CONFERENCE

13 WHOLE HOUSE BUILDING SUPPLY &  
 SALVAGE DBA PAUL GARDNER, AND  
 14 DOES 1-10

Defendants

15 Parties, through their counsel respective counsel stipulate as follows:

- 16 1. This is a wage and hour case filed on June 8, 2010.  
 17 2. The Summons and Complaint were served on July 16, 2010; and Defendant's responsive  
 18 pleading is due on August 6, 2010.  
 19 3. However, given the nature of the case, parties are willing to explore the possibility of  
 20 early settlement before spending substantial attorney time in litigation.  
 21 4. Parties have already filed their stipulation selecting Court sponsored mediation.  
 22 5. Parties request that this Court refer this case to the ADR program to have the mediation  
 23 completed with 90 days.  
 24 6. Parties also stipulate that Defendant should have an extension to respond to the  
 25 Complaint until December 1, 2010, when the ADR process is completed.

1 7. Parties further stipulate and request that the Court continue the Initial Case Management  
2 Conference currently set for August 31, 2010 to December 14, 2010. The Last day to file the  
3 Rule 26(f) Report, complete initial disclosures and file the Case Management Statement shall be  
4 continued accordingly.

5 8. To facilitate the settlement discussions, the parties stipulate that the Court allow parties to  
6 conduct limited written discoveries concerning the Plaintiffs' wage and hours worked, prior to  
7 the Rule 26(f) conference.

8  
9 Dated: August 4, 2010

By: /s/ Adam Wang  
Adam Wang  
Attorney for Plaintiff

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11 Dated: August 4, 2010

By: /s/ Katherine S. Clark  
Katherine S. Clark  
Attorney for Defendant

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ORDER

GOOD CAUSE APPEARING, IT IS HEREBY ORDERED that Defendant shall have  
until December 1, 2010 to answer or otherwise respond to the Complaint;

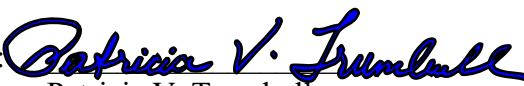
IT IS FURTHER ORDERED that the Initial Case Management Conference is continued  
to December 14, 2010.

IT IS FURTHER ORDERED THAT the last day to file the Rule 26(f) Report, complete  
initial disclosures and file the Case Management Statement shall be December 7, 2010.

IT IS FURTHER ORDERED that parties are allowed to conduct limited written  
discovery related to the wages paid Plaintiff and hours worked by Plaintiff. All other discovery  
is stayed until the further order of this Court.

IT IS SO ORDERED.

Dated: August 10, 2010

By:   
Patricia V. Trumbull  
US Magistrate Judge