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12 **UNITED STATES DISTRICT COURT**
13 **NORTHERN DISTRICT OF CALIFORNIA**

14
15 SIMON OHAYON, et al.,

16 Plaintiff,

17 vs.

18 THE HERTZ CORPORATION, et
19 al.,

20 Defendant.

Case No. **CV 11-01662 EJD**
(Class Action)

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22 **STIPULATION AND [PROPOSED]**
ORDER TO VACATE DATES SET
IN THE CASE MANAGEMENT
ORDER

Judge: Jon. Edward J. Davila

Action Filed: September 7, 2010

23 WHEREAS, the Court set the deadline for Plaintiffs to file their motion for class
24 certification as April 13, 2012 in the Case Management Order, [Doc. No. 36];

25 WHEREAS, the dates for the opposition, reply, and hearing have also been set
26 regarding the class certification motion, [Doc. No. 36];

27 WHEREAS, the Court also set dates for the close of discovery, filing of all
28 motions, and further case management conference, [Doc. No. 36];

1 WHEREAS, the parties have reached a settlement of the claims asserted in this
2 action as a result of the mediation the parties participated in before Mr. David R.
3 Rotman, Esq. on February 16, 2012, subject to completion of documentation;

4 WHEREAS, in order to conserve judicial resources and avoid the unnecessarily
5 wasting of costs and expenses, the parties agree that the deadlines related to the motion
6 for class certification and other dates set by the Court should be vacated, such that each
7 party's respective efforts will be focused on finalizing the terms of the settlement;

8 NOW, THEREFORE, Plaintiffs and Defendant, through their respective counsel
9 of record, stipulate and request that the dates set in the Court's Case Management Order
10 shall be vacated and the Plaintiff will file a motion for preliminary approval of settlement
11 within sixty (60) days by May 14, 2012.

12 IT IS SO STIPULATED AND AGREED.

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14 Dated: March 15, 2012

BLUMENTHAL, NORDREHAUG & BHOWMIK

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By: 

Aparajit Bhowmik
Attorneys for Plaintiff

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18 Dated: March 14, 2012

NIXON PEABODY LLP

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By: 

Robert A. Dolinko
Attorneys for Defendant

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22 IT IS SO ORDERED . The hearing on Plaintiffs' anticipated motion for preliminary approval
shall be on June 29, 2012 at 9:00 AM

23 Dated: March 19, 2012


Hon. Edward J. Davila

UNITED STATES DISTRICT JUDGE

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