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 15
 16 UNITED STATES DISTRICT COURT

17 FOR THE NORTHERN DISTRICT OF CALIFORNIA (SAN JOSE DIVISION)

18 DAVID FESKE and TERI FESKE, individually)
 19 and on behalf of Class Members,)

Case No. 11-04124 (PSG)

20 Plaintiffs,)

**STIPULATION AND [PROPOSED] ORDER
 TO CONTINUE CASE MANAGEMENT
 CONFERENCE**

21 v.)

22 MHC THOUSAND TRAILS LIMITED)
 PARTNERSHIP, MHC OPERATING)
 23 LIMITED PARTNERSHIP, EQUITY)
 LIFESTYLE PROPERTIES, INC., a Maryland)
 24 corporation; THOUSAND TRAILS)
 MANAGEMENT SERVICES, INC., a Nevada)
 25 corporation, and Does 1-100, inclusive,)

26 Defendants.)
 27)
 28)

1 **Stipulation to Continue Case Management Conference**

2 Pursuant to Local Rules 6-2 and 7-12, Plaintiffs David and Teri Feske and Defendants MHC
3 Thousand Trails Limited Partnership, MHC Operating Limited Partnership, Equity Lifestyle
4 Properties, Inc., and Thousand Trails Management Services, Inc., (together "the Parties"), hereby
5 stipulate that the Case Management Conference currently scheduled for September 13, 2011, be
6 continued to September 27, 2011. The Parties base their stipulation on the following grounds:

- 7 1. Defendants removed this case to this Court on August 27, 2011;
8 2. The case management statement is currently due on September 6, 2011;
9 3. Counsel have conferred and believe that additional time would be helpful in preparing a
10 productive case management order;
11 4. Lead counsel for defendants is generally unavailable between now and September 6, 2011,
12 due to an absence from the office for the wedding of his son;
13 5. No previous time modifications have been sought in this case, either by stipulation or Court
14 order; and
15 6. The two-week modification requested will not negatively impact the schedule for the case,
16 given that no Case Management Conference has yet been held, no motions have been filed and the
17 Parties are in the process of meeting-and-conferring in order to prepare their Joint Case Management
18 Statement.

19 In light of the foregoing, the Parties respectfully request that the Court enter the Parties'
20 Stipulation and continue the Case Management Conference until September 27, 2011.

21
22 Respectfully Submitted,

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24 JENNER & BLOCK LLP

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26 DATE: 8/31/2011

27 Jean M. Doherty
28 Jean M. Doherty
One of the Attorneys for Defendants

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SHENKMAN & HUGHES

DATE: 8/31/2011

Kevin I. Shenkman (by dms)
Kevin I. Shenkman
One of the Attorneys for Plaintiffs

The parties are reminded to file their consent or declination to magistrate judge jurisdiction no later than 9/6/2011.

PURSUANT TO THE STIPULATION, IT IS SO ORDERED.

DATE: September 1, 2011

Paul S. Grewal
The Honorable Paul S. Grewal

1 **PROOF OF SERVICE**

2 I, Diana Valdez, declare I am employed in the County of Los Angeles, State of California. I
3 am over the age of 18 and not a party to the within action. My business address is Jenner & Block
4 LLP, 633 West 5th Street, Suite 3500, Los Angeles, California 90071.

5 On August 31, 2011, I served the documents described below:

6 **STIPULATION AND [PROPOSED] ORDER TO**
7 **CONTINUE CASE MANAGEMENT CONFERENCE**

8 on the interested parties in this action as follows:

9 Kevin I. Shenkman
10 Mary R. Hughes
11 Shenkman & Hughes
12 28905 Wight Road
13 Malibu, CA 90265

R. Rex Parris
Alexander R. Wheeler
Kitty K. Szeto
R. Rex Parris Law Firm
42220 10th St West, Suite 109
Lancaster, CA 93534

14 **BY U.S. MAIL:** By placing the document(s) listed above in a sealed envelope with postage
15 thereon fully prepaid, in the United States mail at Los Angeles, California, addressed as set forth
16 below. I am familiar with the firm's practice of collection and processing correspondence for
17 mailing. Under that practice, it would be deposited in the United States Postal Service on that same
18 day with postage thereon fully prepaid in the ordinary course of business.

19 **BY ELECTRONIC MAIL:** In addition to service by overnight delivery, I transmitted a
20 copy of the foregoing document(s) on this date via electronic mail to the e-mail addresses shown
21 below

22 **BY OVERNIGHT DELIVERY:** I caused such envelope to be placed for collection and
23 delivery on this date in accordance with standard overnight delivery procedures.

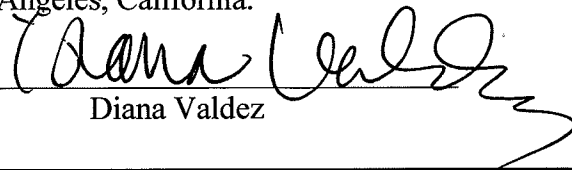
24 **BY PERSONAL SERVICE:** I caused such envelope to be delivered by hand to the person(s)
25 listed above.

26 [State] I declare under penalty of perjury under the laws of the State of California that the
27 foregoing is true and correct.

28 [Federal] I declare under penalty of perjury that the foregoing is true and correct

I declare under penalty of perjury under the laws of the State of California that the foregoing
is true and correct.

Executed on August 31, 2011, at Los Angeles, California.


Diana Valdez