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14 Attorneys for Defendant

15 **UNITED STATES DISTRICT COURT**
 16 **NORTHERN DISTRICT OF CALIFORNIA**
 17 **SAN JOSE DIVISION**

18 SAUNDRA JOHNSON,
 19 individually, and on behalf of all
 20 others similarly situated,

21 Plaintiff,

22 v.

23 SKY CHEFS, INC., a Delaware
 24 business entity, and DOE ONE
 25 through and including DOE ONE
 26 HUNDRED,

27 Defendants.

28 Case No: CV11-05619 LHK
Assigned to Hon. Lucy H. Koh

**STIPULATION AND [PROPOSED]
 ORDER CONTINUING MEDIATION
 DEADLINE**

1 Plaintiff Sandra Johnson (“Plaintiff”) and Defendant Sky Chefs, Inc.
2 (“Defendant”) (Plaintiff and Defendant collectively referred to as “the Parties”), by and
3 through their respective counsel, hereby stipulate and agree as follows:

4 **STIPULATION**

5 WHEREAS, on January 31, 2012 the Parties filed a Stipulation and [Proposed]
6 Order Selecting an ADR Process and agreed to participate in Mediation;

7 WHEREAS, the Court granted the Parties’ Stipulation Selecting an ADR Process
8 on February 3, 2012;

9 WHEREAS, on February 27, 2012, the Court notified the Parties that the Mediator
10 assigned to this case is Alan R. Berkowitz of Judicate West;

11 WHEREAS, the Parties scheduled their mediation session for April 25, 2012.

12 WHEREAS, on Friday, March 30, 2012 counsel for the Parties conducted a pre-
13 mediation conference call with Mr. Berkowitz to discuss the scheduling of the mediation;

14 WHEREAS, the parties were far apart on the worth of the case and their respective
15 assessments of defendant’s pending dispositive motions which are set to be heard on June
16 28, 2012.

17 WHEREAS, Mr. Berkowitz indicated that in light of the parties’ positions, the
18 mediation would be more fruitful if it went forward after the Court ruled on defendant’s
19 pending motions;

20 WHEREAS, the mediation completion date is currently set for April 30, 2012;

21 WHEREAS, Defendant’s Motion to Dismiss the First Amended Complaint
22 Pursuant to FRCP 12(b)(6), or Alternatively for Summary Judgment (the “Motion”), is
23 currently scheduled for June 28, 2012 at 1:30 p.m.;

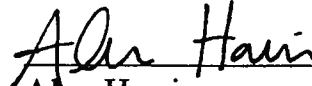
24 WHEREAS, the Parties respectfully request that the Court continue the Parties’
25 mediation deadline until August 28, 2012, 60 days after the Court is scheduled to rule on
26 Defendant’s Motion.

1 IT IS THEREFORE STIPULATED AND AGREED that the Parties shall complete
2 mediation on or before August 28, 2012. The Parties shall file a Joint Case Management
3 Statement by September 7, 2012, advising the Court regarding the results of the Parties'
4 mediation.

5 **IT IS SO STIPULATED.**

6
7 DATED: April 10, 2012

HARRIS & RUBLE

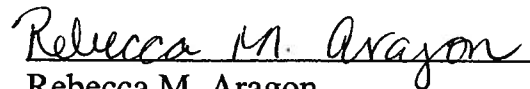
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9 Alan Harris

10 *Attorneys for Plaintiff*

11 DATED: April 10, 2012

LITTLER MENDELSON

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13 Rebecca M. Aragon

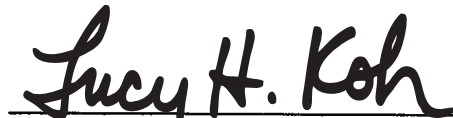
14 *Attorneys for Defendant*

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17
18 **[PROPOSED] ORDER**

19 **PURSUANT TO STIPULATION, IT IS HEREBY ORDERED AS FOLLOWS:**

20 The Parties shall complete mediation on or before August 28, 2012. The Parties
21 shall file a Joint Case Management Statement by September 7, 2012, advising the Court
22 regarding the results of the parties' mediation.

23
24 DATED: April 11, 2012

25 

26 HONORABLE LUCY H. KOH