

1 WILLIAM L. STERN (CA SBN 96105)
 WStern@mofo.com
 2 CLAUDIA M. VETESI (CA SBN 233485)
 CVetesi@mofo.com
 3 LISA A. WONGCHENKO (CA SBN 281782)
 LWongchenko@mofo.com
 4 MORRISON & FOERSTER LLP
 425 Market Street
 5 San Francisco, California 94105-2482
 Telephone: 415.268.7000
 6 Facsimile: 415.268.7522
 7 Attorneys for Defendant
 TWININGS NORTH AMERICA, INC.
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10 UNITED STATES DISTRICT COURT
 11 NORTHERN DISTRICT OF CALIFORNIA
 12 SAN JOSE DIVISION
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14 NANCY LANOVAZ, on behalf of herself and all
 others similarly situated,
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 Plaintiff,
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 v.
 17 TWININGS NORTH AMERICA, INC.,
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 Defendant.
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Case No. CV12-02646-RMW
CLASS ACTION
STIPULATION AND
 ORDER
CONTINUING CASE
MANAGEMENT CONFERENCE

[CIVIL L.R. 6-1]

 Judge: Hon. Ronald M. Whyte
 Action Filed: May 23, 2012

1 Pursuant to Civil Local Rule 6-1, plaintiff Nancy Lanovaz, on behalf of herself and all
2 others similarly situated, and defendant Twinings North America, Inc. (“Twinings”) through their
3 undersigned counsel, hereby stipulate as follows:

4 WHEREAS, this action was filed in this Court on May 23, 2012, Twinings filed a Motion
5 to Dismiss the Complaint on August 31, 2012, Plaintiff filed an Amended Complaint on
6 September 20, 2013, and Twinings filed a Motion to Dismiss the Amended Complaint on
7 October 15, 2012;

8 WHEREAS, the Court issued an Order Granting in Part and Denying in Part Defendant’s
9 Motion to Dismiss on February 25, 2013, and Plaintiff filed a Second Amended Complaint on
10 March 19, 2013;

11 WHEREAS, Twinings intends to file a Motion to Dismiss the Second Amended
12 Complaint on April 5, 2013 and will notice the hearing for May 10, 2013;

13 WHEREAS, the Court has scheduled the Case Management Conference for April 19,
14 2013 at 10:30 a.m.;

15 WHEREAS, the parties believe that this matter is not ready for an initial Case
16 Management Conference given that the briefing on the Motion to Dismiss the Second Amended
17 Complaint will not be completed by April 19, 2013;

18 WHEREAS, for the convenience of the parties and this Court, the parties respectfully
19 request that the Case Management Conference should be continued to May 10, 2013, the date of
20 the hearing on Defendant’s motion, or to a later date after the Court has ruled on Defendant’s
21 motion because, until the pleadings are settled, it is premature to set dates for further proceedings;

22 IT IS HEREBY STIPULATED AND AGREED by the parties, through their counsel, that
23 pursuant to Local Rule 6-1(b), the Case Management Conference shall be continued to May 10,
24 2013, or a later date to be determined by the Court.

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Dated: April 4, 2013

WILLIAM L. STERN
CLAUDIA M. VETESI
LISA A. WONGCHENKO
MORRISON & FOERSTER LLP

By: /s/ William L. Stern
WILLIAM L. STERN

Attorneys for Defendant TWININGS
NORTH AMERICA, INC.

Dated: April 4, 2013

Ben F. Pierce Gore
PRATT & ASSOCIATES
1901 S. Bascom Avenue, Suite 350
Campbell, CA 95008

By: /s/ Ben F. Pierce Gore
BEN F. PIERCE GORE

Attorney for Plaintiff

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ECF ATTESTATION

I, William L. Stern, am the ECF User whose ID and password are being used to file the following: **STIPULATION CONTINUING CASE MANAGEMENT CONFERENCE**. In compliance with Civil Local Rule 5-1(i), I hereby attest that Ben F. Pierce Gore has concurred in this filing.

Dated: April 4, 2013

WILLIAM L. STERN
CLAUDIA M. VETESI
LISA A. WONGCHENKO
MORRISON & FOERSTER LLP

By: /s/ William L. Stern
WILLIAM L. STERN

□ ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: _____

Ronald M. Whyte

RONALD M. WHYTE
United States District Judge