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13 Attorneys for Defendants
 ALLIED INTERSTATE LLC, SLM EDUCATION CREDIT
 14 FINANCE CORPORATION (erroneously sued as SLM
 EDUCATION FINANCE CORPORATION), SLM FINANCIAL
 15 CORPORATION and SALLIE MAE, INC.

16 **UNITED STATES DISTRICT COURT**
 17 **NORTHERN DISTRICT OF CALIFORNIA**
 18

19 DAVID R. PEREZ,

20 Plaintiff,

21 v.

22 ALLIED INTERSTATE, LLC, SLM
 23 EDUCATION FINANCE CORPORATION,
 SLM FINANCIAL CORPORATION;
 24 SALLIE MAE, INC. AND DOES 1-10,
 INCLUSIVE,

25 Defendants.
 26

Case No. CV 12-03763 LHK

**JOINT MOTION AND STIPULATION FOR
 RELIEF FROM CASE MANAGEMENT
 SCHEDULE AND ~~PROPOSED~~ ORDER**

Complaint Filed: May 9, 2012

1 **STIPULATION**

2 Plaintiff David R. Perez (“Plaintiff”) and his attorneys of record, The Katharine & George
3 Alexander Community Law Center, by Scott Maurer, attorney at law and Defendants Allied
4 Interstate LLC, SLM Education Credit Finance Corporation (erroneously sued as SLM Education
5 Finance Corporation), SLM Financial Corporation, and Sallie Mae, Inc. (collectively
6 “Defendants”), by their attorneys of record, Ogletree, Deakins, Nash, Smoak & Stewart, P.C., by
7 Jill V. Cartwright, attorney at law, hereby stipulate to the following and respectfully move the
8 Court for an order changing the case management conference and ADR deadlines as follows:

9 1. **WHEREAS**, Plaintiff filed his Complaint on May 9, 2012 in the Santa Clara
10 Superior Court; and

11 2. **WHEREAS**, on July 18, 2012, Defendant Allied Interstate LLC removed the action
12 to the Northern District of California, San Jose Division, with all Defendants consenting to the
13 removal; and

14 3. **WHEREAS**, on January 2, 2013, the parties appeared before the Court at the initial
15 Case Management Conference (CMC). During the CMC, the Court assigned the case to Magistrate
16 Judge Howard R. Lloyd for a settlement conference. The Court also scheduled a further CMC for
17 April 2, 2013.

18 4. **WHEREAS**, thereafter the Court granted a Joint Stipulation for Relief from Case
19 Management Schedule on April 1, 2013 which modified the Case Management deadlines and
20 ordered the parties to contact Judge Lloyd’s Courtroom Deputy to schedule a Settlement
21 Conference. The April 1, 2013 Order modifying the dates required the parties to Complete ADR by
22 April 26, 2013.

23 5. **WHEREAS**, the parties immediately contacted Judge Lloyd’s courtroom Deputy,
24 who informed the parties that Judge Lloyd was unavailable until May. The parties conferred and
25 scheduled a settlement conference with Judge Lloyd on May 17, 2013.

26 6. **WHEREAS**, given that the upcoming deadline to complete the settlement
27 conference occurs before the scheduled May 17th conference, the parties request relief from the
28 April 1, 2013 Order and Case Management Schedule by extending the deadlines;

1 7. **WHEREAS**, the parties met and conferred regarding the proposed continuance of
2 the deadlines within the April 1, 2013 Order and Case Management Schedule; and

3 8. **WHEREAS**, pursuant to Local Rule 16-2(d)-(e) and Local Rule 7, the parties hereby
4 submit this stipulation for relief from the case management schedule.

5 **NOW, THEREFORE**, the Parties, through their respective counsel of record **AGREE**
6 **AND HEREBY STIPULATE** to the following changes in the initial case management deadlines:

7

Deadline	Previous Date	New Date
Last day to: Complete ADR (Settlement Conference)	April 2, 2013	May 17, 2013
Further CMC	April 10, 2013	May 29, 2013
Fact Discovery Cutoff	June 28, 2013	July 29, 2013

14
15 DATED: April 23, 2013

KATHARINE & GEORGE ALEXANDER
COMMUNITY LAW CENTER

16
17 By: /s/ Scott Maurer
 Scott Maurer

18
19 Attorney for Plaintiff
DAVID R. PEREZ

20 DATED: April 23, 2013

OGLETREE, DEAKINS, NASH, SMOAK &
STEWART, P.C.

21
22 By: /s/ Jill Cartwright
 Erica K. Rocush
 Jill V. Cartwright

23
24 Attorneys for Defendants
25 ALLIED INTERSTATE LLC, SLM EDUCATION
26 CREDIT FINANCE CORPORATION (erroneously sued
27 as SLM EDUCATION FINANCE CORPORATION),
28 SLM FINANCIAL CORPORATION and SALLIE MAE,
INC.

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SIGNATURE ATTESTATION

Pursuant to Civil Local Rule 5-1(i)(3), I attest that concurrence in the filing of this document has been obtained from the other signatories.

DATED: April 23, 2013

By: /s/ Jill Cartwright
 Jill V. Cartwright

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~~PROPOSED~~ ORDER

Pursuant to the Joint Stipulation for Relief from Case Management Schedule it is hereby ordered that the Case Management deadlines are modified as follows:

Deadline	Previous Date	New Date
Last day to: Complete ADR (Settlement Conference)	April 2, 2013	May 17, 2013 The parties shall file a joint settlement status report by May 24, 2013
Further CMC	April 10, 2013	May 29, 2013 June 12, 2013
Fact Discovery Cutoff	June 28, 2013	July 29, 2013 June 28, 2013

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: April 24, 2013



Hon. Lucy H. Koh
Judge of the United States District Court

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