

1 FITZPATRICK SPINI & SWANSTON
 B. James Fitzpatrick (SBN 129056)
 2 bjfitzpatrick@fandslegal.com
 555 S. Main Street
 3 Salinas, California 93901
 Telephone: (831) 755-1311
 4 Facsimile: (831) 755-1319

5 Attorney for Plaintiff
 CARLOS ZARATE

7 SEYFARTH SHAW LLP
 Catherine M. Dacre (SBN 141988)
 8 cdacre@seyfarth.com
 Emily E. Barker (SBN 275166)
 9 ebarker@seyfarth.com
 Duwayne A. Carr (SBN 299136)
 10 dacarr@seyfarth.com
 560 Mission Street, 31st Floor
 11 San Francisco, California 94105
 Telephone: (415) 397-2823
 12 Facsimile: (415) 397-8549

13 Attorneys for Defendant
 DS SERVICES OF AMERICA, INC.

16 UNITED STATES DISTRICT COURT
 17 NORTHERN DISTRICT OF CALIFORNIA

19 CARLOS ZARATE,
 20 Plaintiff,
 21 v.
 22 DS SERVICES OF AMERICA, INC.; and DOES
 1 through 50, inclusive,
 23 Defendants.
 24

Case No. C15-01871 NC

**JOINT STIPULATION AND ORDER
 THEREON TO CONTINUE CASE
 MANAGEMENT CONFERENCE**

26 Pursuant to USDC ND Cal. Civil Local Rule 6, the Parties to the above-entitled action, Plaintiff
 27 Carlos Zarate (“Plaintiff”) and Defendant DS Services of America, Inc. (“Defendant”) (collectively
 28

1 referred to herein as “the Parties”), by and through their undersigned counsel, hereby stipulate and agree
2 as follows:

3 1. WHEREAS, on April 27, 2015, the court scheduled a case management conference for
4 August 5, 2015 (Dkt. 6).

5 2. WHEREAS, due to a scheduling conflict, Defendant’s lead trial counsel will be unable to
6 attend the case management conference as required by Civil L.R. 16-10(a).

7 3. WHEREAS, the parties have met and conferred and Plaintiff does not oppose
8 Defendant’s request to continue the case management conference to August 12, 2015 or the next
9 available date convenient for the Court.

10 **NOW THEREFORE**, the Parties stipulate and request that the Court enter an order that the
11 August 5, 2015 case management conference shall be continued to August 12, 2015 or the next available
12 date convenient for the Court.

13 **IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.**

14
15 Dated: July 21, 2015

FITZPATRICK, SPINI & SWANSTON

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18 By: /s/ B. James Fitzpatrick
B. James Fitzpatrick

19 Attorney for Plaintiff
20 CARLOS ZARATE

21 Dated: July 21, 2015

SEYFARTH SHAW LLP

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23 By: /s/ Duwayne A. Carr

24 Catherine M. Dacre
25 Emily E. Barker
26 Duwayne A. Carr

27 Attorneys for Defendant
28 DS SERVICES OF AMERICA, INC.

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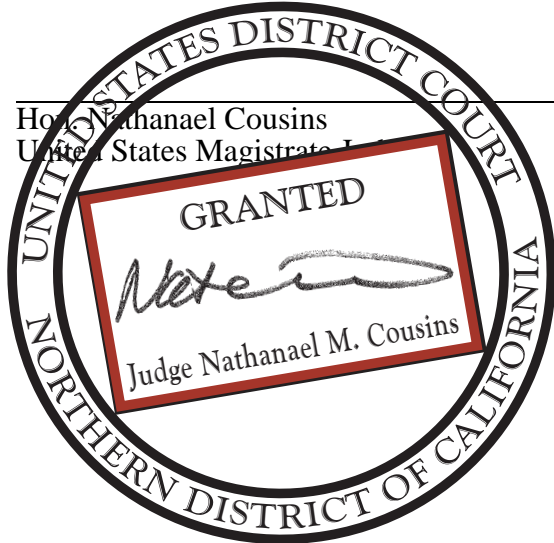
ORDER

PURSUANT TO STIPULATION, AND GOOD CAUSE APPEARING, IT IS SO

ORDERED that

1. The August 5, 2015 case management conference is continued to August 12, 2015 at 10:00 a.m., and
2. A Joint Case Management Statement shall be filed on or before August 5, 2015.

DATED: July 21, 2015



ATTESTATION PURSUANT TO CIVIL L.R. 5.1(i)(3)

I, Duwayne A. Carr, am the ECF user whose ID and password are being used to file this JOINT STIPULATION AND [PROPOSED] ORDER THEREON TO CONTINUE CASE MANAGEMENT CONFERENCE. In compliance with Civil L.R. 5-1(i)(3), I hereby attest that the following attorney has concurred in this filing: B. James Fitzpatrick, counsel for Plaintiff Carlos Zarate.

Dated: July 21, 2015

SEYFARTH SHAW LLP

By: /s/ Duwayne A. Carr

Catherine M. Dacre

Emily E. Barker

Duwayne A. Carr

Attorneys for Defendant

DS SERVICES OF AMERICA, INC.