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11 Attorneys for Plaintiff
 DAVIN MONTOYA

13 **UNITED STATES DISTRICT COURT**
 14 **NORTHERN DISTRICT OF CALIFORNIA**
 15 **SAN JOSE DIVISION**

16 DAVIN MONTOYA,

17 Plaintiff,

18 vs.

19 COMCAST CORPORATION,

20 Defendant.

) Case No. 5:15-cv-02026
)
) Assigned for All Purposes To:
) Magistrate Judge Nathanael Cousins
)
) **STIPULATION AND ORDER TO**
) **CONTINUE CASE MANAGEMENT**
) **CONFERENCE**
)

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1 Plaintiff Davin Montoya (“Plaintiff”) and Defendant Comcast Corporation (“Defendant”)
2 (collectively “the Parties”), by and through their respective counsel of record named herein, hereby
3 submit this Stipulation and Proposed Order to Continue the Case Management Conference
4 currently set for February 24, 2016 at 10:00 a.m. to March 23, 2016, at 10:00 a.m., pursuant to
5 Local Rule 6-2.

6 There has been one previous stipulation and request to extend time in this action; namely,
7 the Court granted the Parties’ June 26, 2015 stipulated request to extend the time to answer the
8 Complaint and continue the August 5, 2015 Status Conference for two weeks, to August 19, 2015,
9 due to both counsel’s unavailability. ECF 7, 8. The Court subsequently vacated the August 19,
10 2015 status conference and issued a case management scheduling order setting a case management
11 conference for February 24, 2016 and setting a trial date of December 5, 2016. ECF 17.

12 The Parties are currently in the middle of conducting depositions in this action, and two
13 depositions are currently scheduled for the week of February 24, 2016. The Parties believe that
14 continuing the status conference for 30 days will allow the Parties to provide a more
15 comprehensive update for the Court at the next status conference regarding the status of discovery,
16 the likelihood of settlement and further ADR, and any pre-trial motion practice.

17 NOW THEREFORE, the Parties stipulate and agree that the Case Management Conference,
18 currently schedule to take place on February 24, 2016, be continued for four weeks to March 23,
19 2016 at 10:00 a.m, or such other date that is convenient for the Court in late March or early April.

20 **IT IS SO STIPULATED.**

21 Dated: February 3, 2016

CAROTHERS DISANTE & FREUDENBERGER LLP

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By: /s/ Teresa W. Ghali

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Teresa W. Ghali

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Attorneys for Defendant
COMCAST CORPORATION

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Dated: February 3, 2016

LAW OFFICES OF ALAN ADELMAN

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By: /s/ Alan Adelman

Alan Adelman

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Attorney for Plaintiff
DAVIN MONTOYA

1 **ECF ATTESTATION**

2 I, Teresa W. Ghali, am the ECF User whose ID and Password are being used to file
3 this **STIPULATION AND [PROPOSED] ORDER TO CONTINUE CASE MANAGEMENT**
4 **CONFERENCE**. In compliance with Local Rule 5(i)(3), I hereby attest that I have obtained
5 authorization from Plaintiff's counsel, Alan Adelman, to file this Stipulation on his behalf.

6 Dated: February 3, 2016

7 By: _____ /s/ Teresa W. Ghali
8 Teresa W. Ghali

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ORDER

The Court, having read and considered the Stipulation to Continue Case Management Conference, and find good cause, hereby orders as follows:

IT IS HEREBY ORDERED.

The Case Management Conference, currently scheduled to take place on February 24, 2016 at 10:00 a.m., will be continued to March 23, 2016, at 10:00 a.m.

Dated: February 3, 2016

By: _____

