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**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA**

JUAN TOWLE, on behalf of himself and all
other aggrieved non-exempt employees,

Plaintiff,

vs.

CUMMINS PACIFIC, LLC, et al.,

Defendants.

CASE NO. 18cv83-LAB (JLB)

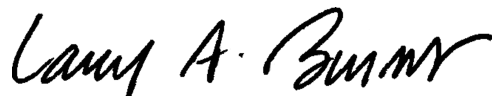
ORDER GRANTING CONTINUANCE

Cummins Pacific asks to continue the hearing date on Juan Towle's motion for class certification set for August 6, 2018. Pacific says it needs more time for depositions, rebutting expert opinions, and it's only fair since the Court granted Towle a six-week continuance to file his motion. Towle didn't offer any compelling reasons why an extension would unfairly prejudice him. Pacific's shown good cause. The continuance is granted. Fed. R. Civ. P. 6(b).

The hearing is moved to the next available date: September 17, 2018 at 11:30 am. The opposition is due September 3, and the reply is due September 10. Towle's opposition also asked for more time to depose Pacific's experts, but didn't explain who he wanted to depose, or why he needed more time. The Court doesn't foresee a problem with that request as long as it doesn't affect the new briefing schedule. Towle should confer with Pacific and attempt to resolve the issue informally. If Pacific disagrees, then he should file a motion explaining his specific request in greater detail.

IT IS SO ORDERED.

Dated: July 16, 2018



HONORABLE LARRY ALAN BURNS
United States District Judge