

1 DARYL S. LANDY, State Bar No. 136288
 MORGAN LEWIS & BOCKIUS LLP
 2 2 Palo Alto Square
 3000 El Camino Real, Suite 700
 3 Palo Alto, CA 94306
 Tel: 650.843.4000
 4 Fax: 650.843.4001

5 Attorneys for Defendant
 UNITED AIRLINES, INC.

6 WILLIAM R. TAMAYO, State Bar No. 084965
 JONATHAN T. PECK, State Bar No. 12303 (VA)
 7 LINDA S. ORDONIO-DIXON, State Bar No. 172830
 U.S EQUAL EMPLOYMENT OPPORTUNITY
 8 COMMISSION
 San Francisco District Office
 9 350 The Embarcadero, Suite 500
 10 San Francisco, CA 94105-1260
 Tel: 415.625.5654
 11 Fax: 415.625.5657

12 Attorneys for Plaintiff
 EQUAL EMPLOYMENT OPPORTUNITY
 13 COMMISSION

14 UNITED STATES DISTRICT COURT
 15 NORTHERN DISTRICT OF CALIFORNIA

16
 17 EQUAL EMPLOYMENT
 OPPORTUNITY COMMISSION,
 18
 Plaintiff,
 19
 vs.
 20 UNITED AIRLINES, INC.,
 21
 Defendant.

Case No. CV-09-2469 PJH

**STIPULATION AND [PROPOSED]
 ORDER TO CONTINUE CASE
 MANAGEMENT CONFERENCE AND
 ADR DEADLINES**

Judge: Hon. Phyllis J. Hamilton
 Complaint Filed: June 3, 2009

STIPULATION

22
 23
 24
 25 Plaintiff Equal Employment Opportunity Commission and Defendant United Airlines, Inc.
 26 (collectively, "the Parties"), by and through their respective counsel of record, hereby stipulate as
 27 follows:
 28

1 WHEREAS, Plaintiff filed its Complaint on June 3, 2009;

2 WHEREAS, on June 4, 2009, the Court issued an Order setting certain litigation deadlines
3 regarding the initial case management conference, ADR, and initial disclosures;

4 WHEREAS, on August 7, 2009, Plaintiff filed and served a First Amended Complaint;

5 WHEREAS, the Parties have met and conferred, and Defendant plans to file, no later than
6 August 21, 2009, a Motion to Transfer Venue under 28 U.S.C. Section 1404 to the Northern
7 District of Illinois, which Motion Plaintiff intends to oppose;

8 WHEREAS, the Initial Case Management Conference is currently scheduled for
9 September 10, 2009;

10 WHEREAS, the earliest date that the Motion to Transfer Venue can be scheduled for a
11 hearing is October 21, 2009;

12 WHEREAS, the Parties believe that it would be the most efficient use of the Court's and
13 the Parties' resources to postpone the Initial Case Management Conference and ADR deadlines
14 until after the Court has ruled on Defendant's Motion to Transfer Venue;

15 WHEREAS, Plaintiff's counsel is unavailable to meet and confer from October 26
16 through November 20, 2009, and Defendant's counsel is unavailable to meet and confer from
17 November 22 through November 29, 2009;

18 WHEREAS, the Court is unavailable for an Initial Case Management Conference on
19 December 24, 2009 and December 31, 2009; and

20 WHEREAS, the continuance of the initial case management conference and ADR
21 deadlines will not prejudice either party, and neither party has sought any prior extensions of
22 these deadlines.

23 THEREFORE, the Parties, through their undersigned respective counsel, stipulate and
24 request that the Court approve the following new litigation deadlines:
25

Event	Old deadline	New deadline
Last day to meet and confer re: initial disclosures, early settlement, ADR process selection, and discovery plan; file ADR certification signed by Parties and Counsel; file either	8/20/2009	12/17/2009

1	Stipulation to ADR process or notice of need for ADR phone conference		
2	Last day to file Rule 26(f) Report, complete initial disclosures or state objection in Rule 26(f) Report and file Case Management Statement	9/3/2009	12/31/2009
3	Initial Case Management Conference	9/10/2009	1/7/2010

5
6 IT IS SO STIPULATED.

7 Dated: August 17, 2009

Respectfully Submitted:

8 U.S. EQUAL EMPLOYMENT
9 OPPORTUNITY COMMISSION

10 By: /s/ Linda S. Ordonio-Dixon
11 Linda S. Ordonio-Dixon
12 Attorneys for Plaintiff
13 US. EQUAL EMPLOYMENT
14 OPPORTUNITY COMMISSION

15 Dated: August 17, 2009

MORGAN, LEWIS & BOCKIUS LLP

16 By: /s/ Daryl S. Landy
17 Daryl S. Landy
18 Attorneys for Defendant
19 UNITED AIRLINES, INC.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

ORDER

AS STIPULATED BY THE PARTIES, IT IS SO ORDERED.

Dated: August 25, 2009

Honorable Phyllis J. Hamilton
UNITED STATES DISTRICT COURT JUDGE

