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Attorneys for Defendants,
CC-Palo Alto, Inc. a Delaware corporation;
Classic Residence Management Limited Partnership,
an Illinois limited partnership; and CC-Development
Group, Inc., a Delaware corporation

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

BURTON RICHTER, an individual;
LINDA COLLINS CORK, an individual;
GEORGIA L. MAY, an individual;
THOMAS MERIGAN, an individual;
ALFRED SPIVACK, an individual; and
JANICE R. ANDERSON, an individual; on
behalf of themselves and all other similarly
situated

Plaintiff,

vs.

CC-PALO ALTO, INC., a Delaware
corporation; **CLASSIC RESIDENCE**
MANAGEMENT LIMITED
PARTNERSHIP, an Illinois limited
partnership; and **CC-DEVELOPMENT**
GROUP, INC., a Delaware corporation

Defendants.

Case No.: C 14-00750 EJD

**STIPULATION AND [PROPOSED]
ORDER CONTINUING DEFENDANTS'
MOTIONS TO DISMISS HEARING AND
INITIAL CASE MANAGEMENT
CONFERENCE**

Judge: The Hon. Edward J. Davila
Trial Date: None set.

STIPULATION

WHEREAS Plaintiffs Burton Richter, Linda Collins Cork, Georgia May, Thomas Merigan, Alfred Spivack and Janice R. Anderson filed the Complaint in this action on February 19, 2014, naming as defendants CC-Palo Alto, Inc., Classic Residence Management Limited Partnership and CC-Development Group, Inc.;

WHEREAS on February 19, 2014, this case was assigned to the Honorable Howard R. Lloyd and the initial case management conference was set for June 24, 2014;

WHEREAS, on March 17, 2014, defendants filed motions to dismiss;

WHEREAS, the hearing for defendants' motions to dismiss was initially set on June 3, 2014;

WHEREAS, on March 24, 2014, this case was reassigned to the Honorable Edward J. Davila and the motions to dismiss and initial case management conference were vacated and reset for August 8, 2014;

WHEREAS, on April 1, 2014, the motions to dismiss and initial case management conference were vacated and reset for August 15, 2014;

WHEREAS, on August 11, 2014, the motions to dismiss and initial case management conference were vacated and reset for August 28, 2014;

WHEREAS, Jim McManis, who will argue the motions for defendants, is unavailable on August 28, 2014;

WHEREAS, counsel for the parties have conferred on continuing the motions to dismiss hearing and case management conference, and are mutually available on the following dates: August 18, 19, and 26 (morning only), and September 9 or 19.

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1 NOW, THEREFORE, the parties, through their respective counsel of record, stipulate
2 and respectfully request that the Court enter an order continuing the hearing on
3 Defendants' Motions to Dismiss and Case Management Conference from August 28, 2014, to
4 one of the following dates: August 18, 19, and 26 (morning only), and September 9 or 19.

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6 **IT IS SO STIPULATED.**

COTCHETT, PITRE & McCARTHY, LLP

7 Dated: August 12, 2014

8 /s/ Niall McCarthy
9 NIALL P. McCARTHY
10 ANNE MARIE MURPHY
11 DEMETRIUS X. LAMBRINOS

Attorneys for Plaintiffs

12 Dated: August 12, 2014

McMANIS FAULKNER

13
14 /s/ Hilary Weddell
15 JAMES McMANIS
16 SHARON KIRSCH
17 HILARY WEDDELL

Attorneys for Defendants

18 **ORDER**

19 Pursuant to the parties' stipulation above, IT IS HEREBY ORDERED as follows:
20 The hearing on Defendants' Motions to Dismiss and the Case Management Conference currently
21 scheduled for August 28, 2014 at 1:30 p.m. is hereby continued to _____.

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24 Dated: August __, 2014

25 JUDGE EDWARD J. DAVILA
26 UNITED STATES DISTRICT COURT
27 NORTHERN DISTRICT OF CALIFORNIA