



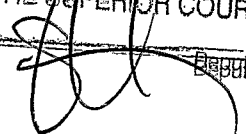
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FILED
ALAMEDA COUNTY

JAN 21 2009

CLERK OF THE SUPERIOR COURT

By  Deputy

Attorneys for Plaintiffs
LAVON GODFREY and GARY GILBERT

IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA

IN AND FOR THE COUNTY OF ALAMEDA

LAVON GODFREY and GARY GILBERT, on) Case No. RG 08-379099
behalf of themselves and all others similarly)
situated,) STIPULATION

Plaintiffs,

v.

OAKLAND PORT SERVICES CORP., d/b/a)
'AB TRUCKING' and DOES 1 through 20,)
inclusive,)

Defendants.


It is hereby stipulated by and between the parties that the attached First Amended
Complaint may be filed in this matter.

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1 This stipulation by Defendants shall not be construed to constitute an agreement as to form
 2 or substance of the First Amended Complaint and Defendants hereby reserve all defenses and the
 3 right to demur or otherwise challenge the First Amended Complaint.

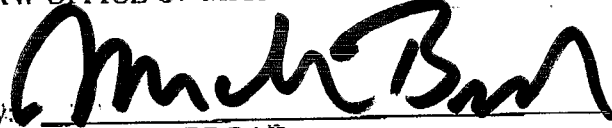
4 Dated: January 20, 2009

WEINBERG, ROGER & ROSENFELD
 A Professional Corporation.

By: 
 DAVID A. ROSENFELD
 Attorneys for Plaintiffs

10 Dated: January 15, 2009

LAW OFFICE OF MICHAEL BROAD

By: 
 MICHAEL BROAD
 Attorneys for Defendants

16 118212/517386

PROOF OF SERVICE
(CCP 1013)

I am a citizen of the United States and an employee in the County of Alameda, State of California. I am over the age of eighteen years and not a party to the within action; my business address is 1001 Marina Village Parkway, Suite 200, Alameda, California 94501-1091. On January 20, 2009, I served upon the following parties in this action:

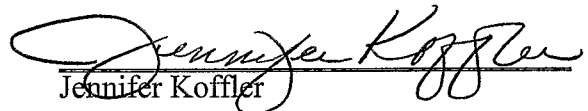
Michael A. Broad
166 Santa Clara Ave
Oakland, CA 94610

copies of the document(s) described as:

STIPULATION

- BY MAIL** I placed a true copy of each document listed herein in a sealed envelope, addressed as indicated herein, and caused each such envelope, with postage thereon fully prepaid, to be placed in the United States mail at Alameda, California. I am readily familiar with the practice of Weinberg, Roger & Rosenfeld for collection and processing of correspondence for mailing, said practice being that in the ordinary course of business, mail is deposited in the United States Postal Service the same day as it is placed for collection.
- BY PERSONAL SERVICE** I placed a true copy of each document listed herein in a sealed envelope, addressed as indicated herein, and caused the same to be delivered by hand to the offices of each addressee.
- BY OVERNIGHT DELIVERY SERVICE** I placed a true copy of each document listed herein in a sealed envelope, addressed as indicated herein, and placed the same for collection by Overnight Delivery Service by following the ordinary business practices of Weinberg, Roger & Rosenfeld, Alameda, California. I am readily familiar with the practice of Weinberg, Roger & Rosenfeld for collection and processing of Overnight Delivery Service correspondence, said practice being that in the ordinary course of business, Overnight Delivery Service correspondence is deposited at the Overnight Delivery Service offices for next day delivery the same day as Overnight Delivery Service correspondence is placed for collection.
- BY FACSIMILE** I caused to be transmitted each document listed herein via the fax number(s) listed above or on the attached service list.

I certify under penalty of perjury that the above is true and correct. Executed at Alameda, California, on January 20, 2009.


Jennifer Koffler

118212/517766