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DEC 18 2009

By MARGARET J. DOWNIE  
ALAMEDA COUNTY SUPERIOR COURT

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FILED  
ALAMEDA COUNTY

DEC 18 2009

CLERK OF THE SUPERIOR COURT  
By ROV Deputy

SUPERIOR COURT OF THE STATE OF CALIFORNIA  
FOR THE COUNTY OF ALAMEDA

LAVON GODFREY and GARY GILBERT, on  
behalf of themselves and all others similarly  
situated,

Plaintiffs,

v.

OAKLAND PORT SERVICES  
CORPORATION d/b/a AB TRUCKING, and  
DOES 1 through 20, inclusive,

Defendants.

CASE NO. RG 08-379099

~~PROPOSED~~ COMPLEX CASE  
MANAGEMENT CONFERENCE  
ORDER

Date: December 11, 2009  
Time: 2:00 p.m.  
Dept: Dept. 20  
Judge: Hon. Robert B. Freedman

The second Complex Case Management Conference (CCMC) for this matter was held on December 11, 2009 at 2:00 p.m. Plaintiffs Lavon Godfrey and Gary Gilbert ("Plaintiffs") appeared through their counsel Lisl R. Duncan of Weinberg, Roger & Rosenfeld. Defendant Oakland Port Services Corporation ("Defendant") appeared through its counsel Jay Ian Aboudi.

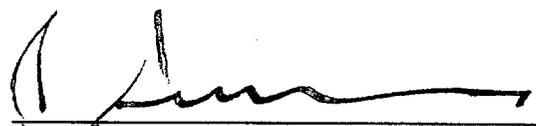
Having considered the comments and proposals of the parties presented at the Initial CCMC, the Court hereby ORDERS:

1. *Class Action*. Plaintiffs must file and serve on all parties its motion seeking class certification at least 28 days prior to January 15, 2010. The due date for filing of opposition and the time of filing of any reply shall be determined by the Court on January 15, 2010.

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- 2. *Discovery*. Plaintiff Gary Gilbert must disclose his criminal records, including any felony convictions.
- 3. *Scheduled Conferences*. A further Case Management Conference is scheduled for January 15, 2010 at 11:00 a.m. in Department 20 to enable the Court to set a hearing date for the motion for class certification, and to facilitate a realistic assessment of discovery, if any, that defendant may need to conduct in order to effectively respond to the motion and to adjust, as appropriate the timeline for completion of such discovery and the filing of opposition with a corresponding arrangement between the filing of opposition and the time for the filing of any reply.

Dated: December 18, 2009

  
 \_\_\_\_\_  
 THE HONORABLE ROBERT FREEDMAN  
 SUPERIOR COURT JUDGE

APPROVED AS TO FORM:

Dated: December 16, 2009

WEINBERG, ROGER & ROSENFELD

By:   
 \_\_\_\_\_  
 LISL R. DUNCAN  
 Attorneys for Plaintiffs