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U.S. COURTS

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CAMERON S. BURK
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**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF IDAHO**

KIMBERLEY SMITH, MICHAEL)
B. HINCKLEY, JACQUELINE T.)
HLADUN, MARILYN J. CRAIG,)
JEFFERY P. CLEVINGER, and)
TIMOTHY C. KAUFMANN,)
individually and on behalf)
of those similarly situated,)
)
Plaintiffs,)
)
vs.)
)
MICRON ELECTRONICS, INC., a)
Minnesota corporation,)
)
Defendant.)
_____)

Case No. CIV 01-0244-S

**STIPULATION RE:
STAY AND SCHEDULING**

The above-named Plaintiffs and the Defendant (the "Parties") hereby stipulate to the following:

1. Except as set forth in paragraphs 2 and 3 below, the Court should stay all discovery and litigation proceedings in this matter pending completion by the parties of the alternative dispute resolution (ADR) proceedings contemplated and set forth in a separate stipulation and proposed Order, filed concurrently.

2. Defendant will respond to Plaintiffs' Second Set of Interrogatories to Defendant before the ADR proceedings because answers to such discovery may further the preparation for the ADR proceedings. Pursuant to the agreement of counsel, Defendant shall respond to such discovery and provide complete answers on or before June 4, 2002.

3. Defendant will file and serve an Answer to Plaintiffs' Second Amended Complaint and Demand for Jury Trial on or before June 4, 2002.

4. The hearing on Plaintiffs' Motion for Conditional Certification, currently set for June 28, 2002, at 9:00 a.m., should be vacated and set for September 11, 2002, at 8:00 a.m. in Pocatello, Idaho. Plaintiffs will prepare and file a Notice of Hearing.

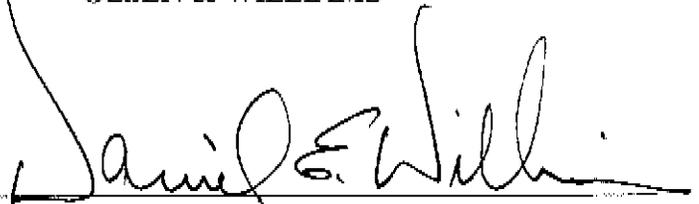
5. In the event the Parties are unable to settle their dispute through the use of the ADR proceedings, the parties desire to complete the discovery and briefing anticipated by the Order on Stipulated Motion for Extension of Briefing and Discovery on Conditional Certification of FLSA Collective Action (docket No. 90). Accordingly, counsel have agreed to reserve the following blocks of time for setting of depositions in this matter: July 9-26 and August 5-16, 2002. The Parties further state that the deadline for the Defendant to file its responsive materials to Plaintiffs' Motion for Conditional Certification should be August 21, 2002. The deadline for

Plaintiffs' materials filed in reply should be September 4, 2002.

6. The parties have agreed that the statute of limitations for Plaintiffs' and putative class members' claims under the FLSA and related state law shall be further tolled from the date of June 28, 2002 (*see* docket No. 90, p. 1), until September 11, 2002.

DATED this 17th day of May, 2002.

HUNTLEY, PARK, THOMAS, BURKETT,
OLSEN & WILLIAMS



Daniel E. Williams
Attorneys for Plaintiffs

DATED this 20th day of May, 2002.

STOEL RIVES LLP



Kim Dockstader
Attorneys for Defendant