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THE HONORABLE TANA LIN

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON**

ANDREA GLADSTONE, individually and on
behalf of all others similarly situated,

Plaintiff,

v.

AMAZON.COM SERVICES LLC,

Defendant.

Case No.: 2:23-cv-00491-TL

**STIPULATED MOTION AND
~~PROPOSED~~ ORDER TO EXTEND
CASE DEADLINES**

Hon. Tana Lin

NOTE ON MOTION CALENDAR:
AUGUST 15, 2023

1 Pursuant to Judge Lin’s Standing Order for All Civil Cases and Local Civil Rules 7(d)(1)
2 and 10(g), Plaintiff Andrea Gladstone (“Plaintiff”) and Defendant Amazon.com Services LLC
3 (“Amazon”) (collectively “the Parties”), by and through their respective attorneys, hereby move the
4 Court to set a deadline for Plaintiff to file a Second Amended Complaint and for Amazon to file a
5 response thereto, to set a briefing schedule for Amazon’s anticipated motion to dismiss, and to
6 extend discovery-related deadlines. In support of the foregoing request for relief, the Parties state
7 as follows:

8 1. Plaintiff filed the original Complaint on March 31, 2023 (Dkt. 1).

9 2. On April 24, 2023, the Court granted the Parties’ Stipulated Notice to Extend
10 Defendants’ Deadline to Respond to Complaint by 30 days, to May 25, 2023 (Dkt. 5).

11 3. Following the Parties’ discussions regarding the factual allegations in the original
12 Complaint, and in light of Plaintiff’s expressed intent to amend the original Complaint, the Parties
13 filed a Stipulated Notice agreeing that Plaintiff would file any First Amended Complaint by June
14 15, 2023, and that Amazon’s deadline to respond to the operative complaint would be set for
15 August 4, 2023 (Dkt. 8). The Court reset the deadlines pursuant to the Parties’ Stipulated Notice on
16 May 19, 2023.

17 4. On June 9, 2023, the Court entered an Order setting the deadline for the Parties to
18 serve Initial Disclosures and file a Joint Status Report (Dkt. No. 10).

19 5. On June 15, 2023, Plaintiff filed the First Amended Complaint (“FAC”) (Dkt. No.
20 11).

21 6. On July 10, 2023, the Court entered an Order continuing the deadline for the Parties
22 to serve Initial Disclosures until September 19, 2023, and file a Joint Status Report until October 3,
23 2023.

24 7. On August 1, 2023, The Parties met and conferred to discuss, among other things,
25 the factual allegations in the FAC. The Parties agreed to further extend Amazon’s deadline to
26 respond to the FAC by two weeks, until August 18, 2023, to allow the Parties time to continue
27 those discussions before Amazon is required to respond to the FAC. On August 2, 2023, the Court
28 granted this extension (Dkt. No. 15).

1 8. On August 15, 2023, the Parties had a second meet and confer to discuss the factual
2 allegations in the FAC and to evaluate subsequent information provided by Amazon. As a result of
3 this meet and confer, and pursuant to Fed. R. Civ. P. 15(a)(2), Plaintiff plans to file a Second
4 Amended Complaint (“SAC”) on September 8, 2023.

5 9. The Parties also agree that, subject to the Court’s approval, Amazon’s deadline to
6 respond to the operative complaint shall be 30 days later, or October 9, 2023; that Plaintiff will
7 respond to any Motion to Dismiss filed by Amazon by October 30, 2023, and that Amazon will file
8 a Reply in support of said Motion to Dismiss by November 10, 2023.

9 10. The Parties further agree that, subject to the Court’s approval, the case management
10 deadlines from the Court’s July 10, 2023 Order should be continued as follows:

- 11 • Fed. R. Civ. P. 26(f) Conference Deadline: October 13, 2023
- 12 • Initial Disclosures: October 27, 2023
- 13 • Joint Status Report: November 10, 2023

14 Good cause exists for this extension because it serves the interest of judicial efficiency and
15 preserves the Parties’ resources. The Parties are continuing to discuss the factual and legal basis
16 for Plaintiff’s claims, and the additional time for Plaintiff to amend the operative complaint, and
17 for Amazon to respond thereto, will allow the Parties to continue those discussions. *See, e.g., New*
18 *World Med. Inc. v. Microsurgical Tech. Inc.*, 2021 WL 366106, at *1 (W.D. Wash. Feb. 3, 2021)
19 (“[C]ourts will seek to limit the burden on parties and on itself when there is potential for an action
20 to be dismissed in its entirety.”); *see also* Section III.G of Judge Lin’s Standing Order. Neither
21 Party will be prejudiced by this brief extension of case deadlines and the proposed extension will
22 not cause any undue delay.

23 WHEREFORE, the Parties stipulate and respectfully request the Court enter an Order
24 setting the following deadlines:

- 25 • Plaintiff’s SAC: September 8, 2023
- 26 • Amazon’s Response to the SAC: October 9, 2023

- 1 • Plaintiff's Response to Amazon's anticipated Motion to Dismiss: October
- 2 30, 2023
- 3 • Amazon's Reply in support of any Motion to Dismiss: November 10, 2023.
- 4 • Fed. R. Civ. P. 26(f) Conference Deadline: October 13, 2023
- 5 • Initial Disclosures: October 27, 2023
- 6 • Joint Status Report: November 10, 2023

7 Respectfully submitted this 15th day of August, 2023

8

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24 **~~PROPOSED~~ ORDER**

25 IT IS SO ORDERED.

26 Dated this 16th day of August, 2023.

27 

28 Tana Lin
United States District Judge

1 Presented by:

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