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10 [ADDITIONAL COUNSEL ON NEXT PAGE]

11 UNITED STATES DISTRICT COURT FOR THE  
 12 EASTERN DISTRICT OF CALIFORNIA, FRESNO DIVISION

13 PATRICIA FRANCO and LILIA CASTRO, on )  
 14 behalf of themselves and on behalf of all other )  
 15 similarly situated individuals, )  
 16 Plaintiffs, )  
 17 vs. )  
 18 RUIZ FOOD PRODUCTS, INC. and DOES 1 - )  
 19 50, inclusive, )  
 20 Defendants. )

**CASE NO.: 1:10-CV-02354-AWI-SKO**

**JOINT STIPULATION AND ORDER  
 CONTINUING CLASS CERTIFICATION  
 DEADLINES**

1 Plaintiffs PATRICIA FRANCO and LILIA CASTRO (“Plaintiffs”) and Defendant RUIZ FOOD  
2 PRODUCTS, INC. (“Defendant”), by and through their undersigned counsel, hereby agree and stipulate  
3 as follows:

4 1. On March 23, 2011, the Court entered its Scheduling Order setting forth the following  
5 deadlines relating to class certification:

- 6 • July 29, 2011: Class certification discovery cut off date
- 7 • August 31, 2011: Motion for class certification to be filed
- 8 • September 30, 2011: Opposition to motion for class certification to be filed
- 9 • October 19, 2011: Reply to motion for class certification to be filed
- 10 • November 16, 2011: Hearing on Plaintiffs’ motion for class certification

11 2. Mindful of this schedule, Plaintiffs and Defendant have met and conferred over a period  
12 of months to resolve various discovery disputes, including the terms of a mutually acceptable Protective  
13 Order relating to the confidentiality of discovery in this action, which we hope to submit shortly to the  
14 Court, and the scope of the parties’ document productions.

15 3. Plaintiffs will depose certain of Defendant’s employees and representatives July 18-20,  
16 2011, and Plaintiffs will be deposed on July 26 -27, 2011;

17 4. Despite the parties’ good faith efforts to conduct discovery in a timely fashion, certain  
18 technical issues relating to Defendant’s document production relating to class discovery, which  
19 Defendant is seeking to resolve, will delay the bulk of Defendant’s production until late August 2011;

20 5. Under the current scheduling order, the cut-off for class-related discovery is July 29,  
21 2011, and the parties have not previously sought an extension as to any of these deadlines;

22 6. For these reasons, consistent with Civil Local Rule 144 and Fed. R. Civ. P. 6, the parties  
23 respectfully seek the following amendments to the Court’s March 23, 2011, Scheduling Order:

- 24 a. That the class certification discovery cut off date be continued to September 20, 2011;
- 25 b. That the motion for class certification be filed no later than October 28, 2011;
- 26 c. That the opposition to the motion for class certification be filed no later than  
27 November 25, 2011;

1 d. That the reply in support of the motion for class certification be filed no later than  
2 December 16, 2011; and

3 e. That the hearing date on the motion for class certification be continued to a date at the  
4 Court's convenience on or after December 16, 2011.

5 Respectfully Submitted,

6 Date: July 15, 2011

SHEPHERD, FINKELMAN, MILLER  
& SHAH, LLP

7 JACKSON LEWIS LLP

E-filing attorney authorized to submit conformed  
signature on behalf of:

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