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18 **UNITED STATES DISTRICT COURT**
19 **EASTERN DISTRICT OF CALIFORNIA**

20 Plaintiffs SANDRA GARYBO and AGUSTIN
21 VEGA, on behalf of themselves and all others
similarly situated,

22 Plaintiffs,

23 vs.

24 LEONARDO BROS., form unknown, GOLDEN
25 WEST LABOR, form unknown, and DOES 1
through 20, inclusive,

26 Defendants.
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Case No. 1:15-cv-01487 DAD JLT

**Stipulation to Continue Class Certification
Schedule; [~~Proposed~~] Order**

1 Plaintiffs and Defendant Golden West Labor, through their respective counsel of record,
2 submit this Stipulation and Proposed Order to continue the class certification briefing schedule.
3 The deadline to move for class certification is presently July 14, 2017. The parties seek to re-set
4 this deadline to September 22, 2017. There is good cause for modifying the existing class
5 certification schedule, and the need to do so is no fault of either party.

6 Plaintiffs and Defendant Golden West Labor have diligently pursued discovery in this
7 matter. Golden West Labor has produced a substantial amount of class member payroll data in
8 electronic form as well as policy and practice materials. Plaintiffs requested this information in
9 connection with their anticipated motion to certify a class pursuant to Rule 23 of the Federal Rules
10 of Civil Procedure (“FRCP”).

11 Plaintiffs and Defendant Golden West Labor are currently at the initial stages of settlement
12 discussions. Therefore, Plaintiffs and Defendant Golden West Labor believe that the resources of
13 the parties and the Court would be best served by a continuance of the existing class certification
14 schedule to allow Plaintiffs and Defendant Golden West Labor to focus their resources on
15 settlement negotiations in earnest.

16 Therefore, it is hereby stipulated and agreed between the parties, and their respective
17 counsel of record, as follows:

- 18 • Plaintiffs must file their Motion for Class Certification no later than September 22, 2017;
- 19 • Defendants must file any Opposition to Class Certification no later than October 20, 2017;
- 20 • Plaintiffs must file their Reply brief no later than November 3, 2017; and
- 21 • The date for the Class Certification hearing will remain November 21, 2017.

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23 Accordingly, the foregoing is hereby stipulated and agreed to by and among the
24 undersigned on behalf of their respective counsel.

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Dated: June 20, 2017

MALLISON & MARTINEZ

By: /s/ Joseph D. Sutton

Stan S. Mallison
Hector R. Martinez
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Joseph D. Sutton
Attorneys for Plaintiffs

Dated: June 21, 2017

/s/ Anthony P. Raimondo
ANTHONY P. RAIMONDO
RAIMONDO & ASSOCIATES
Attorneys for Defendant
B & A INTERNATIONAL FARM LABOR
SERVICES, INC.

[PROPOSED] ORDER

Based upon the stipulation of counsel, the Court **ORDERS**:

1. The briefing scheduling related to the motion for class certification is modified as follows:
 - a. The motion for class certification **SHALL** be filed no later than September 22, 2017;
 - b. The opposition to the motion for class certification **SHALL** be filed no later than October 20, 2017;
 - c. Any reply brief **SHALL** be filed no later than November 3, 2017; and
2. The hearing on the motion for class certification is **CONTINUED** to December 19, 2017.

IT IS SO ORDERED.

Dated: June 22, 2017

/s/ Jennifer L. Thurston
UNITED STATES MAGISTRATE JUDGE