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

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

21 Plaintiffs,

22 vs.

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

25 Defendants.
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Case No. 1:15-cv-01487—JLT

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

(Doc. 44)

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 Plaintiffs and Defendant Golden West Labor have made considerable progress in their
4 settlement discussions and are currently memorializing tentative settlement terms in a formal
5 settlement agreement. While the parties expect a full settlement to be reached in the near term,
6 Plaintiffs and Defendant Golden West believe that the resources of the parties would be best served
7 by a continuance of the existing class certification schedule to allow Plaintiffs and Defendant
8 Golden West Labor to finalize the settlement agreement, as opposed to Plaintiffs preparing their
9 class certification motion, which is currently due on September 22, 2017.

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

- 12 • Plaintiffs must file their Motion for Class Certification no later than October 20, 2017;
- 13 • Defendants must file any Opposition to Class Certification no later than November 10,
14 2017;
- 15 • Plaintiffs must file their Reply brief no later than December 1, 2017; and
- 16 • The date for the Class Certification hearing will remain December 19, 2017.

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

20
21 Dated: August 31, 2017

MALLISON & MARTINEZ

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23 By: /s/ Joseph D. Sutton
24 Stan S. Mallison
25 Hector R. Martinez
26 Marco A. Palau
27 Joseph D. Sutton
28 Attorneys for Plaintiffs

1 Dated: August 31, 2017

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

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[PROPOSED] ORDER

As noted above, counsel represent that settlement of this matter appear imminent. Consequently, they have stipulated to amend the briefing schedule for filing the class certification motion in order to preserve resources. Good cause appearing, the Court **ORDERS**:

1. The motion for class certification SHALL be filed **no later than October 20, 2017**;
2. Opposition to the motion for class certification SHALL be filed **no later than November 10, 2017**;
3. The reply brief, if any, must be filed no later than December 1, 2017;
4. The hearing on the motion for class certification is **CONTINUED** to **January 16, 2018**.

The Court does not contemplate that this briefing schedule will be modified further. Thus, counsel are urged to complete their settlement discussions expeditiously.

IT IS SO ORDERED.

Dated: **August 31, 2017**

/s/ Jennifer L. Thurston
UNITED STATES MAGISTRATE JUDGE