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11 **UNITED STATES DISTRICT COURT**
12 **EASTERN DISTRICT OF CALIFORNIA**

13 MITCH DAVENPORT, as an
14 individual and on behalf of all others
15 similarly situated,

16 Plaintiff,

17 vs.

18 THE WENDY'S COMPANY, a
19 foreign corporation, WENDY'S
20 RESTAURANTS LLC, a foreign
21 limited liability company, WENDY'S
22 INTERNATIONAL, INC. (dba THE
23 WENDY'S RESTAURANT
24 SYSTEMS IN THE UNITED
25 STATES), A FOREIGN
26 CORPORATION, and DOES 1
27 through 20, inclusive,

28 Defendants.

Case No. 2:14-CV-00931-JAM-DAD

**ORDER GRANTING JOINT
STIPULATION REGARDING
SCHEDULE FOR CLASS
CERTIFICATION MOTION**

Filed: August 5, 2013

Trial Date: Not Set

[PROPOSED] ORDER

1 **ORDER**

2 This matter having come before the Court on the Stipulation of the parties for an
3 extension of time for Plaintiff to file his Motion for Class Certification and related
4 briefing schedule, and the Court, having considered the matter and good cause appearing
5 therefore it is hereby ORDERED THAT:

6 1. The deadline for Plaintiff to file and serve file and serve his Motion for
7 Class Certification shall be extended from April 23, 2015 to May 29, 2015;

8 2. Defendant's Opposition to Plaintiff's Motion for Class Certification must be
9 filed on or before July 24, 2015;

10 3. Plaintiff's Reply in support of his Motion for Class Certification must be
11 filed on or before August 21, 2015, and

12 4. The Hearing on Plaintiff's Motion for Class Certification shall take place on
13 September 2, 2015 at 9:30 a.m.

14 **IT IS SO ORDERED.**

15 Dated: April 6, 2015

16
17 /s/ John A. Mendez

HONORABLE JOHN A. MENDEZ