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

CHRISTINA KING, individually and on behalf
of all others similarly situated,

Plaintiff,

v.

HARD ROCK CAFE INTERNATIONAL
(USA), INC.,

Defendant.

Case No. 2:24-cv-01119-KJM-CKD

**STIPULATION AND ORDER SETTING
BRIEFING SCHEDULE ON MOTION
TO DISMISS**

1 **STIPULATION**

2 Plaintiff Christina King (“Plaintiff”) and Defendant Hard Rock Café International (USA).
3 Inc. (“Defendant”) (collectively, the “Parties”) by and through their respective counsel, hereby
4 stipulate to the below briefing schedule for Defendant’s Motion to Dismiss (ECF No. 10). The
5 Parties agree and stipulate as follows:

6 WHEREAS, on March 4, 2024, Plaintiff commenced a putative class action against
7 Defendant in the Superior Court of California, County of Sacramento, Case No. 24CV004071.

8 WHEREAS, on April 12, 2024, Defendant removed the case to the United States District
9 Court for the Eastern District of California (ECF No. 1);

10 WHEREAS, on April 29, 2024, Defendant filed a Motion to Dismiss Plaintiff’s Class
11 Action Complaint (ECF No. 10)(the “Motion”);

12 WHEREAS, Plaintiff’s opposition to the Motion is due on May 13, 2024;

13 WHEREAS, Defendant’s reply in support of its Motion is due on May 23, 2024;

14 WHEREAS, the hearing on the Motion is set for July 12, 2024 at 10:00 a.m.;

15 WHEREAS, the Parties met and conferred and agreed to the following briefing schedule:

- 16 1. Plaintiff’s opposition to the Motion shall be due on, or before, May 29,
17 2024; and
18 2. Defendant’s reply in support of the Motion shall be due on, or before, June
19 12, 2024;

20 WHEREAS, the briefing schedule shall not alter the date for the hearing on Defendant’s
21 MTD or otherwise effect any dates set by this Court;

22 IT IS HEREBY STIPULATED by and between the Parties that:

- 23 1. Plaintiff’s opposition to the MTD shall be due on, or before, May 29, 2024; and
24 2. Defendant’s reply in support of its MTD shall be due on, or before, June 12,
25 2024.

1 Dated: May 7, 2024

Respectfully submitted,

2 **BURSOR & FISHER, P.A.**

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4 By: /s/ Brittany S. Scott
Brittany S. Scott

5
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10
11 *Attorneys for Plaintiff*

12 Dated: May 7, 2024

O'MELVENY & MYERS LLP

13 By: /s/ Scott W. Pink (as authorized 4/30/2024)
14 Scott W. Pink
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17
18 *Attorneys for Defendant*

19 **ORDER**

20
21 IT IS HEREBY ORDERED:

- 22 1. Plaintiff's opposition to the MTD IS due on, or before, May 29, 2024; and
23 2. Defendant's reply in support of its MTD IS due on, or before, June 12, 2024.

24 DATED: May 7, 2024.

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27 CHIEF UNITED STATES DISTRICT JUDGE