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14 Attorneys for Defendant WAL-MART STORES, INC.

15 UNITED STATES DISTRICT COURT  
 16 NORTHERN DISTRICT OF CALIFORNIA  
 17 SAN FRANCISCO DIVISION

18 BETTY DUKES, PATRICIA SURGESON,  
 19 EDITH ARANA, DEBORAH GUNTER, and  
 20 CHRISTINE KWAPNOSKI, on behalf of  
 themselves and all others similarly situated,

21 Plaintiffs,

22 v.

23 WAL-MART STORES, INC.,

24 Defendant.

Case No. C-01-2252-CRB

**STIPULATED REQUEST AND ORDER  
 MODIFYING CASE MANAGEMENT  
 SCHEDULE**

1 The undersigned counsel, on behalf of Plaintiffs Betty Dukes, Patricia Surgeson, Edith Arana,  
2 Deborah Gunter, and Christine Kwapnoski (“Plaintiffs”) and Defendant Wal-Mart Stores, Inc. (“Wal-  
3 Mart,” and collectively, with Plaintiffs, the “Parties”), hereby stipulate as follows:

4 **RECITALS**

5 WHEREAS the parties submitted a joint proposed order regarding case management on May  
6 2, 2014, which was adopted by the Court on May 6, 2014 (Dkt. No. 1003);

7 WHEREAS the parties have propounded substantial supplemental and new discovery since  
8 that Order was entered and resolved many differences regarding written discovery requests by  
9 extensive conferences between the parties;

10 WHEREAS the parties are in the midst of the depositions of the five plaintiffs and have  
11 agreed to schedule the depositions of Wal-Mart’s witnesses to avoid conflicting with the busy retail  
12 holiday season, as needed;

13 WHEREAS despite the best efforts of both parties to comply with the existing case  
14 management schedule, the parties will not be able to complete the discovery each has served by  
15 November 21, 2014 as scheduled; and

16 WHEREAS in light of both parties’ diligence since the entry of the Court’s May 6 order, the  
17 parties do not anticipate the need for substantial new written discovery. The new deadlines will allow  
18 for an orderly completion of the written discovery both sides have already served, and, if necessary,  
19 for follow-up discovery the parties could not have previously anticipated despite reasonable efforts to  
20 complete discovery by the current deadline; and

21 WHEREAS no prior requests for extension have been made with respect to the merits  
22 discovery period.

23 **STIPULATION**

24 Accordingly, the parties now jointly stipulate and respectfully request that this Court order the  
25 following changes to the existing schedule:

26

<b>Event</b>	<b>Current Date</b>	<b>Proposed New Date</b>
Date certain for Wal-Mart to provide requested	--	December 12, 2015

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1	data to plaintiffs		
2	Non-Expert Discovery Cutoff / Expert Disclosures	November 21, 2014	February 16, 2015
3	Responsive Expert Disclosures	December 22, 2014	March 16, 2016
4	Dispositive Motion Deadline	January 9, 2015	April 3, 2015
5	Briefs in Opposition	February 6, 2015	May 1, 2015
6	Briefs in Reply	February 20, 2015	May 15, 2015
7	Proposed hearing date	March 6, 2015	June 5, 2015
8	Joint Proposed Pretrial Order	May 18, 2015	August 21, 2015
9	Pretrial Conference	May 26, 2015	August 28, 2015
10	Trials	June 1, 2015	September 8, 2015

11 Pursuant to Local Rule 6-2(a), the declaration of Christine E. Webber in support of this stipulation is  
12 filed herewith.

13 IT IS SO STIPULATED.

14 Dated: November 17, 2014

15 By: /s/Christine E. Webber

15 By: /s/Michele Maryott

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20 Attorneys for Plaintiffs

20 Attorneys for Defendant

21 **I, Christine E. Webber, attest that**  
22 **concurrence in the filing of this document**  
23 **has been obtained from the other**  
24 **signatory.**

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**ORDER**

Pursuant to the above stipulation, the Stipulation and Order regarding the case management schedule is approved.

DATE: NOVEMBER 18, 2014

