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15 UNITED STATES DISTRICT COURT
 16 NORTHERN DISTRICT OF CALIFORNIA

17 MIGUEL A. CRUZ and JOHN D.
 HANSEN, individually and on behalf of all
 18 others similarly situated,

19 Plaintiffs,

20 v.

21 DOLLAR TREE STORES, INC.,
 22 Defendant.

24 ROBERT RUNNINGS, individually, and
 on behalf of all others similarly situated,

25 Plaintiff,

26 v.

27 DOLLAR TREE STORES, INC.,
 28 Defendant.

Case Nos. C 07 2050 SC and C 07 04012 SC

**[PROPOSED] ORDER AFTER
 CASE MANAGEMENT
 CONFERENCE**

Date: March 5, 2010
 Time: 10:00 a.m.
 Dept.: Crtrm. 1, 17th Floor
 Judge: Hon. Samuel Conti

Trial Date: No Dates Set
 Complaints Filed: April 11, 2007
 July 6, 2007

1 The parties, through their respective counsel, appeared before this Court for a Case
2 Management Conference on March 5, 2010. At the Conference and at a later Order on March 20,
3 2010, the Court ordered the parties to meet and confer on the deadlines for discovery to Class
4 Members, and for trial and motion deadlines. Following such meet and confer, the parties submit
5 this Joint Case Management Conference Order. Pursuant to the agreement of the parties, the Court
6 Orders as follows:

7 **IT IS HEREBY ORDERED** that:

8 1. Defendant shall serve 10 Special Interrogatories and 10 Requests for the Production
9 of Documents on Class Members. Written discovery shall be served through Class Counsel. Class
10 Counsel preserves all rights to object to such discovery on any grounds.

11 2. Defendant shall be allowed to depose 16 Class Members who submitted declarations
12 in support of Plaintiffs' Motion for Class Certification and 25 additional Class Members. For each
13 deposition, Defendant shall be entitled to three hours of time on the record and Plaintiff shall be
14 entitled to one hour of on-the-record time. Unless otherwise agreed between the parties and
15 individual deponents, Class Member depositions shall take place in San Francisco or Los Angeles,
16 whichever location is closer to the deponent's residence. Defendant shall serve Notices of these
17 depositions with the deponents' identity, location, and deposition date. The depositions will take
18 place in March, April, and/or May 2010. Class Counsel may serve objections to such Notices in
19 accordance with the Federal Rules of Civil Procedure as they see fit. Class Counsel agrees to
20 employ their best efforts to initiate contact with the individual deponents and to notify them of the
21 date, time and location of the deposition as indicated in the Notice. If Defendant's counsel and
22 Class Counsel agree to change the date, time and/or location of the deposition, Class Counsel shall
23 notify the deponent of such change. Class Counsel shall promptly notify Defendant whether the
24 depositions are confirmed or if they have been unable to reach the deponents.

25 3. Defendant shall file its Motion for Decertification on or before June 30, 2010. Each
26 party shall have one expert for the Decertification Motion. The parties disagree as to the timing of
27 expert identification and the disclosure of expert reports including whether rebuttal reports shall be
28 allowed and the schedule for deposing such experts. The parties shall submit this dispute to the

1 Court for resolution through a Joint Motion for Administrative Relief pursuant to Local Rule 7-11 no
2 later than April 2, 2010. July 23, 2010 is the hearing date for the Motion for Decertification.

3 4. If decertification is not ordered, then Defendant shall have until October 15, 2010 to
4 file a Class Motion for Summary Judgment and/or Motions for Summary Judgment as to individual
5 Class Members. Plaintiffs do not take a position on the filing of a Class Motion for Summary
6 Judgment and/or Motions for Summary Judgment as to individual Class Members and reserve their
7 right to object on any grounds to such Motions.

8 5. All non-expert discovery shall be concluded, including all motions to be heard
9 thereon, by October 15, 2010.

10 6. Except for experts identified to be used at the Decertification Motion stage, expert
11 witness disclosure shall proceed according to the Federal Rules of Civil Procedure unless otherwise
12 agreed between the parties or ordered by the Court. Expert discovery shall conclude on or before
13 ~~January 10, 2011~~. October 15, 2010. Last day motions can be heard is November 19, 2010.

14 7. A pre-trial conference shall occur on ~~January 14, 2011~~. February 18, 2011.

15 ~~8. A settlement conference shall be held on January 21, 2011.~~

16 9. The trial in this case shall commence on ~~February 14, 2011~~. March 7, 2011.

17 **IT IS SO ORDERED.**

18 Dated: March 25, 2010


HONORABLE SAMUEL CONTI

19
20 THE UNDERSIGNED HEREBY ATTEST THAT THE CONTENT OF THIS DOCUMENT IS
21 ACCEPTABLE TO ALL PERSONS REQUIRED TO SIGN THIS DOCUMENT.

22 Dated: _____

23 /X/
Molly Kuehn,
24 Scott Cole & Associates
Attorneys for Plaintiffs/Class Members

25 Dated: _____

26 /X/
Matthew P. Vandall
27 Littler Mendelson, P.C.
Attorney for Defendant