

1 Eric A. Grover, Esq. (SBN 136080)  
 2 Jade Butman, Esq. (SBN 235920)  
 3 **KELLER GROVER LLP**  
 4 425 Second Street, Suite 500  
 5 San Francisco, California 94107  
 6 Tel. (415) 543-1305; Fax: (415) 543-7861  
 7 eagrover@kellergrover.com  
 8 jbutman@kellergrover.com

9 Scot Bernstein, Esq. (SBN 94915)  
 10 **LAW OFFICES OF SCOT D. BERNSTEIN,**  
 11 **A PROFESSIONAL CORPORATION**  
 12 101 Parkshore Drive, Suite 100  
 13 Folsom, California 95630  
 14 Tel. (916) 447-0100  
 15 Fax (916) 933-5533

16 Attorneys for Plaintiff  
 17 Marcello Gabrielli

18 **UNITED STATES DISTRICT COURT**  
 19 **NORTHERN DISTRICT OF CALIFORNIA**

14	MARCELLO GABRIELLI, on behalf of	)	Case No.: 09-1511 MMC
15	himself, the general public, and as an	)	
16	“aggrieved employee” under the California	)	<u>CLASS ACTION</u>
17	Labor Code Private Attorneys General Act,	)	
18	Plaintiff,	)	<b>STIPULATION AND [PROPOSED]</b>
19	v.	)	<b>ORDER TO EXTEND CERTAIN</b>
20	CHIPOTLE MEXICAN GRILL, INC.,	)	<b>CASE DEADLINES SET BY CASE</b>
21	CHIPOTLE MEXICAN GRILL SERVICE	)	<b>MANAGEMENT ORDER</b>
22	CO., LLC., and DOES 1 through 10	)	
23	inclusive,	)	[Complaint filed March 4, 2009]
24	Defendants.	)	Trial Date: None Set
25		)	

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1 The parties, through their respective counsel, hereby stipulate as follows, and  
2 mutually request the Court to approve this Stipulation and enter its Order accordingly:

3 **STIPULATION**

4 WHEREAS Plaintiff filed the Complaint herein on March 4, 2009 and  
5 and Defendants appeared and answered when they removed the case to this Court;

6 WHEREAS an initial case management conference was held on July 24,  
7 2009;

8 WHEREAS at the initial case management conference the Court set a  
9 deadline of February 15, 2010 for the cut off of class certification discovery and a  
10 deadline of March 29, 2010 for the filing of a motion for class certification;

11 WHEREAS the parties have exchanged initial disclosures and engaged in  
12 formal discovery such as requesting and producing documents, propounding  
13 interrogatories, and appearing for Plaintiff's deposition;

14 WHEREAS although Defendants have worked diligently to provide  
15 discovery responses, meet and confer over the discovery response, and provide  
16 supplemental responses, such efforts have taken longer than anticipated by the parties;

17 WHEREAS the parties have been working cooperatively to keep the  
18 process of discovery moving along;

19 WHEREAS despite the parties best efforts to comply with the deadlines  
20 set by the initial case management order, the parties need additional time to adequately  
21 complete class certification discovery and need to extend the deadline for Plaintiff to file  
22 his motion for class certification;

23 WHEREAS the parties have mutually agreed to extend the deadline for  
24 completing class certification discovery and the deadline for filing Plaintiff's motion for  
25 class certification;

26 THEREFORE, the parties stipulate that the deadline for completing class  
27 certification discovery currently scheduled for February 15, 2010 should be continued

1 until May 16, 2010; and the deadline to file Plaintiff's motion for class certification  
2 currently set for March 29, 2010 should be continued until June 27, 2010.

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4 Dated: January 27, 2010

**KELLER GROVER LLP**

5 By: \_\_\_\_\_ /s/  
6 ERIC A. GROVER  
7 Attorneys for Plaintiff  
8 Marcello Gabrielli

9 Dated: January 27, 2010


**SHEPPARD MULLIN RICHTER & HAMPTON LLP**

10  
11 By: \_\_\_\_\_ /s/  
12 GEOFFREY DEBOSKY  
13 Attorneys for Defendants  
14 Chipotle Mexican Grill, Inc., and  
15 Chipotle Mexican Grill Service Co.

16  
17 **ORDER**

18 Good cause appearing, IT IS HEREBY ORDERED THAT the deadline  
19 for completing class certification discovery currently scheduled for February 15, 2010 is  
20 continued until May 16, 2010 and the deadline to file Plaintiff's motion for class  
21 certification currently set for March 29, 2010 is continued until June 27, 2010.

22 Date: January 28, 2010  
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26 MAXINE M. CHESNEY  
27 United States District Court Judge