

1 KEVIN J. McINERNEY, State Bar No. 46941
 KELLY McINERNEY, State Bar No. 200017
 2 CHARLES A. JONES, State Bar No. 224915
 McINERNEY & JONES
 3 18124 Wedge Parkway #503, Reno, NV 89511
 Telephone: 775.849.3811 / Facsimile: 775.849.3866
 4 Email: kevin@mcinerneylaw.net, kelly@mcinerneylaw.net, caj@mcinerneylaw.net

5 JAMES F. CLAPP, State Bar No. 145814
 MARITA MURPHY LAUINGER, State Bar No. 199242
 DOSTART CLAPP GORDAN & COVENEY, LLP
 6 4370 La Jolla Village Drive, Suite 970, San Diego, CA 92122
 Telephone: 858.623.4200 / Facsimile: 858.623.4299
 7 Email: clapp@sdlaw.com, mlauinger@sdlaw.com, zdostart@sdlaw.com

8 MATTHEW RIGHETTI, State Bar No. 121012
 RIGHETTI LAW FIRM, P.C.
 9 456 Montgomery Street, Suite 1400, San Francisco, CA 94101
 Telephone: 415.983.0900 / Facsimile: 415.397.9005
 10 Email: matt@righettilaw.com

11 Attorneys for Plaintiff MELISSA S. CURRIE-WHITE

12 DARYL LANDY, State Bar No. 136288
 LINDSEY K. SCHROEDER, State Bar No. 245425
 MORGAN, LEWIS & BOCKIUS LLP
 13 2 Palo Alto Square
 3000 El Camino Real, Suite 700, Palo Alto, CA 94306-2122
 14 Telephone: 650.843.4000 / Facsimile: 650.843.4001
 Email: dlandy@morganlewis.com, lschroeder@morganlewis.com,

15 MICHELLE A. GRIFFITH-JONES, State Bar No. 259914
 MORGAN, LEWIS & BOCKIUS LLP
 16 5 Park Plaza, Suite 1750, Irvine, CA 92614
 Telephone: 949.399.7000 / Facsimile: 949.399.7001
 17 Email: mgriffithjones@morganlewis.com

18 Attorneys for Defendant BLOCKBUSTER INC.

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

21 **MELISSA S. CURRIE-WHITE,**
 22 individually and on behalf of all others
 23 similarly situated,
 24 Plaintiff,
 25 v.
 26 **BLOCKBUSTER, INC.** and DOES 1
 through 50, inclusive,
 27 Defendants.
 28

Case No. C-09-2593 MMC
STIPULATION AND [PROPOSED] ORDER
RE: DISCOVERY DISPUTE (DKT #59)

1 Pursuant to this Court's April 15, 2010 Order re: Discovery Dispute (DKT #59), Plaintiff
2 Melissa Currie-White ("Plaintiff") and Defendant Blockbuster Inc. ("Defendant"), (collectively,
3 the "Parties"), by and through their respective counsel, hereby submit the following stipulation
4 and proposed order.

5 **STIPULATION**

6 WHEREAS, the Parties have met and conferred regarding the ten (10) store locations
7 from which Defendant will identify and produce the contact information for Customer Service
8 Representatives.¹ The ten (10) store locations have been randomly selected by Plaintiff from the
9 ~500 California stores owned and operated by Defendant during the liability period alleged.
10 Plaintiff will provide the list of the ten (10) store locations to Defendant on April 29, 2010.

11 WHEREAS, the Parties have agreed that Defendant shall provide Plaintiff with the names,
12 last known addresses, and last known telephone numbers for all persons employed by Defendant
13 in the State of California as a Customer Service Representative at any time between April 24,
14 2008 and the present for the two (2) store locations where Plaintiff worked as well as an
15 additional ten (10) store locations selected by Plaintiff, including identifying in which of these
16 twelve (12) store locations these persons worked. Defendant shall provide this information to
17 Plaintiff in electronic format on or before the fifteenth (15th) business day following the date
18 Plaintiff provides the list of the ten (10) store locations to Defendant.

19 WHEREAS, the Parties have agreed that no changes are necessary to the protective order
20 already in place in this matter.

21 NOW, THEREFORE the Parties, through their undersigned respective counsel, stipulate
22 and request that the Court issue an order approving this proposed plan for production of the
23 information described herein.

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25
26
27 ¹ While the April 15, 2010 Order re: Discovery Dispute orders production of contact information of the "putative class," the
28 Parties stipulate to narrow the scope of the produced information to "Customer Service Representatives."

1 Dated: April 29 2010

McINERNEY & JONES

2
3 By

Charles A. Jones
Attorneys for Defendant
MELISSA S. CURRIE-WHITE

4
5
6 Dated: April 29 2010

MORGAN, LEWIS & BOCKIUS LLP

7
8 By

Daryl Landy
Attorneys for Defendant
BLOCKBUSTER INC.

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10
11 ~~[PROPOSED]~~ ORDER

12 PURSUANT TO THIS STIPULATION, IT IS SO ORDERED that Defendant shall
13 provide Plaintiff, in electronic format, the following information to Plaintiff on or before the
14 fifteenth (15th) business day following the date Plaintiff provides the list of the ten (10) store
15 locations to Defendant:

16 the names, last known addresses, and last known telephone numbers for all persons
17 employed by Defendant in the State of California as a Customer Service Representative at any
18 time between April 24, 2008 and the present for the two (2) store locations where Plaintiff
19 worked as well as an additional ten (10) store locations selected by Plaintiff, including identifying
20 which of these twelve (12) store locations these persons worked.

21
22 Dated: May 3, 2010



MARIA ELENA JAMES
United States Magistrate Judge