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8 Attorneys for Defendants  
 9 NIKE, INC; NIKE USA, INC. AND  
 NIKE RETAIL SERVICES, INC.

11 UNITED STATES DISTRICT COURT  
 12 NORTHERN DISTRICT OF CALIFORNIA

14 DUSTIN GORMLEY, individually and on  
 behalf of all others similarly situated,  
 15 Plaintiffs,  
 16 v.  
 17 NIKE, INC., an Oregon corporation,  
 Defendant.

Consolidated Case No. 11-cv-00893-SI

**JOINT STIPULATION AND [~~PROPOSED~~]  
 ORDER RESCHEDULING CERTAIN DATES  
 AND DEADLINES PENDING SETTLEMENT  
 CONFERENCE AND FURTHER  
 SETTLEMENT DISCUSSIONS**

18 ERIKA MCCARTNEY, on behalf of herself  
 and all others similarly situated,  
 19 Plaintiff,  
 20 v.  
 21 NIKE, Inc., an Oregon corporation; and  
 DOES 2 through 20,  
 22 Defendants.

23 KRISTEN L. HARTMAN, an individual, on  
 behalf of herself and all others similarly  
 24 situated,  
 Plaintiff,  
 25 v.  
 26 NIKE USA, INC., an Oregon Corporation;  
 NIKE RETAIL SERVICES, INC., an Oregon  
 27 Corporation, and DOES 1 through 50,  
 inclusive,  
 28 Defendants.

1 Pursuant to L.R. 6-2, counsel for defendant Nike Retail Services, Inc. (“Nike”) and  
2 counsel for plaintiffs Dustin Gormley, Erika McCartney, and Kristen L. Hartman (“Plaintiffs”)  
3 (collectively, the “Parties”) stipulate as follows:

4 WHEREAS, the Parties attended a Case Management Conference on January 24, 2014  
5 during which the Court ordered the Parties, including their clients, to attend a mandatory  
6 settlement conference during the last week of February 2014;

7 WHEREAS, the Parties, including their clients, are now scheduled to attend a settlement  
8 conference with Magistrate Judge Kandis Westmore on February 26, 2014;

9 WHEREAS, the Parties anticipate undertaking serious settlement discussions during that  
10 settlement conference, and that those settlement discussions may continue for several days and  
11 possibly weeks following that settlement conference;

12 WHEREAS, the Parties have met and conferred and agree that those settlement  
13 discussions would be better facilitated and more likely to result in an eventual settlement if the  
14 dates and deadlines associated with the Parties’ experts, dispositive motions, and trial are  
15 extended in a manner that accommodates the scheduling limitations of both the Court and the  
16 Parties;

17 NOW, THEREFORE, the Parties stipulate and respectfully request that the Court order as  
18 follows:

19 The current dates and deadlines shall be changed to the modified dates and deadlines, as  
20 provided in the chart below:

22 Event	Current Date/Deadline	Modified Date/Deadline
23 Last Day for Parties to Designate Opening Experts	March 14, 2014	May 9, 2014
24 Last Day for Parties to Designate Rebuttal Experts	April 11, 2014	June 6, 2014
25 Expert Discovery Cutoff	May 9, 2014	June 20, 2014
26 Last Day for Parties to File Dispositive Motions	March 7, 2014	June 27, 2014

1	Last Day for Parties to File Oppositions to Dispositive Motions	March 21, 2014	July 11, 2014
2			
3	Last Day for Parties to File Replies in Support of Dispositive Motions	March 28, 2014	July 18, 2014
4	Hearing on Dispositive Motions	April 10, 2014	August 1, 2014
5	Pre-Trial Conference	May 13, 2014	September 2, 2014
6	Bench Trial Begins	May 27, 2014	September 15, 2014
7			

8 **IT IS SO STIPULATED.**

9  
10 Dated: February 18, 2014

COOLEY LLP  
MICHELLE C. DOOLIN  
BEATRIZ MEJIA  
MATTHEW M. BROWN

11  
12  
13 /s/ Michelle C. Doolin  
Michelle C. Doolin

14 Attorneys for Defendants  
15 NIKE, INC., NIKE USA, INC., AND NIKE RETAIL  
16 SERVICES, INC.

17 Dated: February 18, 2014

HOFFMAN LIBENSON SAUNDERS & BARBA  
TIM HOFFMAN  
CHAD A. SAUNDERS

18  
19 /s/ Chad A. Saunders  
Chad A. Saunders

20 Attorneys for Plaintiff  
21 DUSTIN GORMLEY

22  
23 Dated: February 18, 2014

PACIFIC JUSTICE CENTER  
ROBERT B. HANCOCK  
MELVIN B. PEARLSTON

24  
25 /s/ Robert B. Hancock  
Robert B. Hancock

26 Attorneys for Plaintiff  
27 ERIKA MCCARTNEY

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Dated: February 18, 2014

FINEMAN & ASSOCIATES  
NEIL B. FINEMAN

/s/ Neil B. Fineman  
Neil B. Fineman

Attorneys for Plaintiff  
ERIKA MCCARTNEY

Dated: February 18, 2014

STONEBARGER LAW, APC  
GENE J. STONEBARGER  
RICHARD D. LAMBERT

/s/ Gene J. Stonebarger  
Gene J. Stonebarger

Attorneys for Plaintiff  
KRISTEN L. HARTMAN

**FILER'S ATTESTATION**

Pursuant to Local Rule 5-1(i)(3), the undersigned attests that all signatories have concurred in the filing of this document.

Dated: February 18, 2014

COOLEY LLP

/s/ Matthew M. Brown  
Matthew M. Brown

Attorneys for Defendants  
NIKE RETAIL SERVICES, INC.

**IT IS SO ORDERED.**

Dated: 2/19/14



The Honorable Susan Illston  
United States District Judge

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