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12
13 UNITED STATES DISTRICT COURT

14 NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

15
16 DEE HENSLEY-MACLEAN and JENNIFER
ROSEN, on behalf of themselves and all
17 others similarly situated,

18 Plaintiffs,

19 vs.

20 SAFEWAY INC. and DOES ONE through
TWENTY, inclusive,

21 Defendants.
22

Case No. 3:11-CV-01230 RS

CLASS ACTION

**STIPULATION RE REVISED JOINT
PROPOSED SCHEDULE FOR CLASS
CERTIFICATION**

Judge: Hon. Richard Seeborg
Dept.: 3 - 17th floor

23 Pursuant to Civil Local Rule 6-2, the parties respectfully submit this Stipulation re Revised
24 Joint Proposed Briefing Schedule for Class Certification in this action which modifies the Court's
25 previous Order re Joint Briefing Schedule for Class Certification (Doc. 51). As set forth in the
26 accompanying Declaration of Jesse F. Ruiz, the parties have agreed and arranged to engage in
27 mediation of this action with Martin Quinn, Esq. of JAMS, which has been scheduled for April 24,
28 2012. The mutually-agreeable revised briefing schedule set forth in this Stipulation will provide

1 the parties the time to undertake such mediation in good faith without the complication and
2 imposition of immediate scheduling obligations in this action.

3 1. **Class Certification.** Plaintiffs' class certification motion pursuant to Federal Rule
4 of Civil Procedure 23 shall be filed with an opening brief on or before June 12, 2012. Defendant's
5 opposition brief shall be filed on or before July 30, 2012. Plaintiffs' reply brief shall be filed on or
6 before September 17, 2012. After the Court rules on class certification, the parties will submit
7 proposed dates for merits discovery, dispositive motions, and trial.

8 2. **Hearing on Class Certification.** Hearing on the class certification motion will be
9 set for October 11, 2012 at 1:30 p.m. .

10 3. **Experts and Discovery.** As required by Fed. R. Civ. P. 26(a)(2), reports from
11 experts retained relating to class certification are due from the plaintiffs by June 12, 2012, and
12 from defendant by July 30, 2012. Reports from rebuttal experts retained relating to class
13 certification are due by September 17, 2012. The parties will serve all discovery requests relating
14 to class certification so as to be completed by August 31, 2012, however, for good cause shown, a
15 party may conduct class action discovery solely relating to rebuttal expert reports after August 31,
16 2012.

17 4. **Amendment of the Pleadings.** All motions to amend the pleadings shall be filed
18 on or before March 26, 2012 (the previously ordered date).

19 5. **Joinder of Parties.** All motions to join additional parties shall be filed on or
20 before March 26, 2012 (the previously ordered date).

21 **Dated:** March 20, 2012

22 Respectfully submitted,

23 **Center for Science in the Public Interest**

Robinson & Wood, Inc.

24 /s/ Stephen Gardner

/s/ Gabriel G. Gregg

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PURSUANT TO STIPULATION IT IS SO ORDERED:

Dated: March 20, 2012


RICHARD SEEBORG
UNITED STATES DISTRICT JUDGE