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18	Attorneys for Defendant		
19	UNITED STATES DISTRICT COURT		
20	NORTHERN DISTRICT OF CALIFORNIA		
21	SAN FRANCISCO DIVISION		
22	JUSTIN LARKIN, ANTHONY TIJERINO, and AHMAD DEANES, on behalf of themselves and	Case No. 3:11-cv-01503-EMC	
23	all others similarly situated,	JOINT CASE MANAGEMENT	
24	Plaintiffs,	STATEMENT, STATUS REPORT AND	
25	, in the state of	REQUEST FOR CONTINUANCE OF CASE MANAGEMENT CONFERENCE	
25	V.		
26	YELP! INC.,	CMC Date: December 2, 2011	
27	Defendant.		
28			
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The Parties respectfully submit this Joint Case Management Statement, Status Report and Request for a Continuance of Case Management Conference in preparation for the Case Management Conference currently scheduled for this matter on December 2, 2011 at 9:00 a.m.

I. PROCEDURAL HISTORY

On March 29, 2011, Class Representative Justin Larkin filed this Litigation as a putative Rule 23 class action on behalf of himself and others similarly situated in California and a putative national collective action under the federal Fair Labor Standards Act ("FLSA").

On May 24, 2011, upon stipulation of the parties, this Court ordered that (a) the action be stayed pending the anticipated mediation in this matter; (b) Defendant's deadline to answer or otherwise respond to the complaint be postponed until twenty (20) days after the lifting of this stay; (c) the parties shall submit a report on the status of the mediation and the continued propriety of the stay within one hundred twenty (120) days of this Order; and (d) the stay shall expire in the event any party fails to execute or revokes the FLSA tolling agreement executed by the parties.

On September 15, 2011, the parties participated in a mediation with Mediator Mark Rudy in San Francisco. The case did not resolve at the mediation, but settlement discussions continued and the parties have reached a tentative settlement subject to negotiation of terms and conditions.

II. CASE STATUS & SETTLEMENT

The parties are in the process of finally negotiating the terms and conditions of the settlement. On November 4, 2011, Defendant sent Plaintiffs' counsel a first draft of a proposed, long-form settlement agreement with all proposed exhibits, including the proposed class notice and judgment. Plaintiffs' Counsel has been preparing proposed revisions to the settlement documents, and anticipates forwarding those revisions to Defendant's counsel in advance of the currently scheduled December 2, 2011 Case Management Conference. The parties expect to meet and confer and resolve any issues related to the settlement papers in the next two to three weeks, and will be prepared to file by December 20, 2011 either: (1) a motion for preliminary approval of settlement or (2) a case management conference report.

III. REQUEST TO CONTINUE CASE MANAGEMENT CONFERENCE

1	Accordingly, the parties jointly request that the Court continue the case management		
2	conference currently scheduled for December 2, 2011 until a date convenient to the Court in		
3	January, 2012.		
4			
5		RUKIN HYLAND DORIA & TINDALL LLP	
6	Dated: November 29, 2011	By:/s/	
7		Peter Rukin Attorneys for Plaintiffs	
8		Autoriteys for Figurians	
9		MUNGER, TOLLES & OLSON LLP	
10	Dated: November 29, 2011	By:/s/	
11		Malcolm Heinicke Attorneys for Defendant Yelp! Inc.	
12		recomeys for Berendant Telp. He.	
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16	ATTESTATION PURSUANT TO GENERAL ORDER 45		
17	I, PETER RUKIN, attest that concurrence in the filing of this Joint Case Management		
18	Statement has been obtained from each of the other signatories.		
19	Executed this 29th day of November, 2011, at San Francisco, California.		
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21		/s/ Peter Rukin	
22		Peter Rukin	
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