1 2 3 4 5 6 7 8	P. CRAIG CARDON, Cal. Bar No. 168646 ccardon@sheppardmullin.com BRIAN BLACKMAN, Cal. Bar No. 196996 bblackman@sheppardmullin.com ELIZABETH S. BERMAN, Cal. Bar No. 25 eberman@sheppardmullin.com SHEPPARD, MULLIN, RICHTER & HA 4 Embarcadero Center, 17th Floor San Francisco, California 94111-4109 Telephone: 415.434.9100 Facsimile: 415.434.3947 Attorneys for Defendant EUROMARKET DESIGNS, INC., d/b/a CRATE & BARREL	2377 AMPTON LLP
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14	Attorneys for Plaintiff and the Class	
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	UNITED STATES	S DISTRICT COURT
16	NORTHERN DISTR	RICT OF CALIFORNIA
17 18 19 20 21 22 23 24 25 26 27	JESSICA SHUGHROU, an individual, on behalf of herself and all others similarly situated, Plaintiff, vs. EUROMARKET DESIGNS, INC., an Illinois corporation, and DOES 1 through 50, inclusive Defendants.	Case No. 3:11-cv-02325-JSW STIPULATION AND [PROPOSED] ORDER CONTINUING HEARINGS ON MOTION FOR PARTIAL SUMMARY JUDGMENT AND MOTION FOR CLASS CERTIFICATION AND SETTING BRIEFING SCHEDULE Date: June 22, 2012 Time: 9:00 a.m. Courtroom: 11, 19th Floor The Honorable Jeffrey S. White
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Plaintiff Jessica Shughrou ("Plaintiff") and defendant Euromarket Design, Inc., d/b/a Crate & Barrel ("Crate & Barrel"), by and through their counsel, stipulate:

- Plaintiff initiated this action on May 11, 2011 and filed her operative First Amended Complaint on September 29, 2011. (Dkt. Nos. 1 & 17.) The Amended Complaint alleges defendant Crate & Barrel violated the Song-Beverly Credit Card Act, California Civil Code § 1747/08, et seq. ("Song-Beverly"), and committed various related torts, by requesting and recording Plaintiff's Zip Code during a credit card transaction in California. (Dkt. No. 17.)
- 2. After the Court denied Crate & Barrel's Motion to Strike or Dismiss Portions of the Amended Complaint, Crate & Barrel answered the Amended Complaint on January 3, 2012, alleging various defenses. (Dkt. No. 27.)
- 3. Six other class action complaints have been filed against Crate & Barrel, alleging generally the same violation of Song-Beverly that is alleged in the present action. All of those cases, expect one (which remains in state court), have been transferred to this Court and related to this action.
- 4. On March 26, 2011, Crate & Barrel filed a Motion for Partial Summary Judgment, seeking judgment on Plaintiff's first claim for violation of Song-Beverly, with a hearing date of June 22, 2012. (Dkt. No. 30.) By stipulation and order the Court set a briefing schedule on this motion such that Plaintiff's Opposition and Crate & Barrel's Reply are due May 9 and 25, 2012, respectively. (Dkt. No. 34.)
- 5. On April 10, 2012, Plaintiff filed her Motion for Class Certification with a hearing date set for June 15, 2012. (Dkt. No. 35.) Crate & Barrel's Opposition and Plaintiff's Reply are due April 24, 2012 and June 1, 2012, respectively. As noted in Plaintiff's motion, there has been no discovery taken in this matter to date. The Court continued the hearing on Plaintiff's motion to June 22, 2012 to coincide with Crate & Barrel's Motion for Partial Summary Judgment. (Dkt. No. 36.)
- 6. On April 11, 2012, Plaintiff and Crate & Barrel participated in a full day mediation before Judge Edward Infante (Ret.) at JAMS in San Francisco. This was a global

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1	mediation, involving all seven of the Song-Beverly actions filed against Crate & Barrel.	
2	Crate & Barrel's insurer, The Hartford, also participated in the mediation.	
3	7. The parties made progress towards a settlement during the mediation, but did	
4	not reach a final agreement. Mediator Infante has made a mediator's offer, which remains	
5	open until next week. The parties are continuing their settlement discussion and wish to	
6	focus their immediate efforts on settlement. As such, the parties jointly request the Court	
7	continue the June 22, 2012 hearing on both motions to July 20, 2012 and set the following	
8	briefing schedule for both motions:	
9	(a) Opposition Briefs due for filing and service June 15, 2012; and	
10	(b) Reply Briefs due for filing and service June 29, 2012.	
11	IT IS SO STIPULATED.	
12	Dated: April 13, 2012	
13	SHEPPARD, MULLIN, RICHTER & HAMPTON LLP	
14		
15	By /s/ Brian R. Blackman	
16	CRAIG CARDON BRIAN R. BLACKMAN	
17	ELIZABETH S. BERMAN	
18	Attorneys for Defendant	
19	EUROMARKET DESIGN, INC., d/b/a CRATE & BARREL	
20	Dated: April 13, 2012 PATTERSON LAW GROUP	
21	r	
22	By /s/ Allison H. Goddard	
23	ALLISON H. GODDARD	
	Attorneys for Plaintiff JESSICA SHUGHROU and THE CLASS	
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	-2- STIP. & ORDER CONTINUING MOTION	
	CASE NO. 11-cv-02325 JSW HEARINGS AND SETTING BRIEFING SCHEDULE	

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1	<u>ORDER</u>	
2	Having considered the parties' stipulation and good cause appearing, the Court	
3	continues the hearings on Crate & Barrel's Motion for Partial Summary Judgment (Dkt. No.	
4	30) and Plaintiff's Motion for Class Certification (Dkt. No. 35) to July 20, 2012 at 9:00 AM	
5	in Courtroom 11, 19th Floor. The Court further orders the following briefing schedule for	
6	both motions:	
7	(a) Opposition Briefs due for filing and service June 15, 2012; and	
8	(b) Reply Briefs due for filing and service June 29, 2012.	
9	IT IS SO ORDERED.	
10	Dated: April 16, 2012	
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12	Jeffrey Swhits	
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14	The Concretelled States District Judge	
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