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17 Attorneys for Defendant
18 SAFEWAY INC.

19 UNITED STATES DISTRICT COURT
 20 NORTHERN DISTRICT OF CALIFORNIA

21 MICHAEL RODMAN, on behalf of
22 himself and all others similarly situated,

23 Plaintiff,

24 v.

25 SAFEWAY INC.,

26 Defendant.
27

Case No. 3:11-CV-03003 JST (JCS)

**STIPULATION AND ~~PROPOSED~~
 ORDER OF WITHDRAWAL AND
 SUBSTITUTION
 [Civil Local Rule 11-5(a)]**

The Honorable Jon S. Tigar

1 Whereas Safeway, Inc. ("Safeway") has stated its consent in ECF Docket #384 to the
2 withdrawal of Sheppard Mullin Richter & Hampton, LLP ("Sheppard Mullin") as its counsel of
3 record in the above captioned matter and the substitution of Reed Smith LLP ("Reed Smith") as its
4 counsel of record in place of Sheppard Mullin;

5 Whereas both Sheppard Mullin and Reed Smith have also consented to this withdrawal and
6 substitution in ECF Docket #384;

7 Whereas Safeway and its current counsel of record represent to Plaintiff's counsel that
8 Safeway does not expect the proposed substitution to have any effect on the existing case or trial
9 schedule, including compliance with the Order Regarding Document Search Protocols (ECF
10 Docket #383); and

11 Whereas Plaintiff does not oppose such withdrawal and substitution given the
12 representation that Safeway does not expect the proposed substitution to have any effect on the
13 existing case or trial schedule;

14 Therefore, the parties, by and through their respective counsel of record stipulate to the
15 withdrawal of Sheppard Mullin as counsel of record and substitution of Reed Smith as Safeway's
16 counsel of record and request that the Court enter an order accomplishing this withdrawal and
17 substitution.

18 **IT IS SO STIPULATED.**

19
20 Dated: October 20, 2015

SAFEWAY, INC.

21
22 By */s/ Michael Boylan*
Michael Boylan, Esq.
23 Vice-President, Litigation and Employment Law

24 Dated: October 20, 2015

CHIMICLES & TIKELLIS, LLP

25
26 By */s/ Steven A. Schwartz*
STEVEN A. SCHWARTZ
27 TIMOTHY N. MATHEWS
28 Attorneys for Plaintiff MICHAEL RODMAN

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Dated: October 20, 2015

SHEPPARD MULLIN RICHTER & HAMPTON LLP

By /s/ Anna s. McLean
P. CRAIG CARDON
ANNA S. McLEAN
Attorneys for Defendant SAFEWAY, INC.

Dated: October 20, 2015

REED SMITH LLP

By /s/ Scott D. Baker
SCOTT D. BAKER
Attorneys for Defendant SAFEWAY, INC.

I, P. Craig Cardon, am the ECF User whose identification and password are being used to file this Stipulation and [Proposed] Order of Withdrawal and Substitution. In compliance with General Order 45.X.B., I hereby attest that Michael Boylan, Steven A. Schwartz and Scott D. Baker have concurred in this filing.

Dated: October 20, 2015

SHEPPARD MULLIN RICHTER & HAMPTON LLP

By /s/ Anna S. McLean
Anna S. McLean

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ORDER

IT IS SO ORDERED that Sheppard Mullin has withdrawn as counsel of record to Safeway and Reed Smith is hereby substituted as counsel of record for Safeway.

Dated: October 21, 2015



The Honorable Jon S. Tighe
United States District Judge