

1 STEPTOE & JOHNSON LLP
2 CHONG S. PARK, (SBN 163451, DC Bar No. 463050)
3 1330 Connecticut Avenue, N.W.
4 Washington, D.C. 20036
5 Telephone: 202.429.3000
6 Facsimile: 202.429.3902
7 cpark@steptoe.com

8 Attorney for Defendant National Milk Producers Federation

9 HAGENS BERMAN SOBOL SHAPIRO LLP
10 Elaine T. Byszewski (SBN222304)
11 700 South Flower Street, Suite 2940
12 Los Angeles, CA 90017
13 Telephone 213.330.7150
14 Facsimile 213.330.7152
15 elaine@hbsslaw.com

16 Attorneys for Plaintiffs

17 [Additional Counsel listed on signature page]

18
19
20
21
22
23
24
25
26
27
28
UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
JEFFREY ROBB, et al.,

Plaintiffs,

v.
NATIONAL MILK PRODUCERS
FEDERATION, et al.

Defendants.

CASE NO. 3:11-CV-4791 JCS

**STIPULATION AND [PROPOSED]
ORDER EXTENDING TIME TO
RESPOND TO COMPLAINT**

Whereas, on September 26, 2011, Jeffrey Robb filed his Class Action Complaint for
Violations of state antitrust statutes and the common law of unjust enrichment against the National
Milk Producers Federation, aka Cooperative Working Together, the Dairy Farmers of America, Inc.,
Land O' Lakes, Inc., Dairylea Cooperative Inc., and Agri-Mark, Inc.;

Whereas the National Milk Producers Federation was served with the Class Action
Complaint on September 29, 2011;

STIPULATION AND [PROPOSED] ORDER EXTENDING TIME TO RESPOND TO COMPLAINT
CASE NO. 3:11-cv-4791 JCS

1 **Whereas** the parties have conferred and jointly move the Court for an extension of Defendant
 2 National Milk Producers Federation's ("NMPF") time to answer or otherwise respond to Plaintiffs'
 3 complaints in the following related actions: *Edwards, et al. v. National Federation of Milk*
 4 *Producers, et al.*, Case No 4:10-cv-4766 (DMR) and *Robb, et al v. National Milk Producers*
 5 *Federation, et al.*, Case No 3:11-cv-4791(JCS).

6
 7 **Whereas** Counsel for plaintiffs have advised Counsel for Defendant NMPF that another
 8 related action will be filed with this Court within the next two weeks; and the parties accordingly
 9 believe that the interests of judicial economy and efficiency will be served if Defendant is permitted
 10 to answer or otherwise respond collectively to all of the related complaints filed in this Court.

11
 12 **Whereas** the parties believe that meeting and conferring regarding a discovery plan and other
 13 case management issues would be more productive after Defendant has responded to the Complaint
 14 and/or after any motion practice has been resolved; and the parties accordingly believe the case
 15 management conference should be continued to a date on or after March 30, 2012, with the deadline
 16 to meet and confer pursuant to Federal Rule of Civil Procedure 26(f) (and ADR process selection) set
 17 for 21 days prior to the case management conference, and with the deadline for the parties' Rule 26(f)
 18 report, initial disclosures, and joint case management statement set for 10 days prior to the
 19 conference.

20
 21 Defendant and Plaintiffs, through their respective counsel, **HEREBY STIPULATE AND**
 22 **AGREE AS FOLLOWS:**

23 1. Defendant NMPF's deadline to respond to Plaintiffs' complaints in the *Edwards, et al. v.*
 24 *National Federation of Milk Producers, et al.*, Case No 4:10-cv-4766 (DMR) and *Robb, et al*
 25 *v. National Milk Producers Federation, et al.*, Case No 3:11-cv-4791(JCS) and forthcoming
 26 related action: 21 days following service of last filed complaint, plus an additional 30 days.

2. Plaintiffs' opposition or response to Defendant NMPF's filing: 60 days after Defendants' filing.

3. Defendant NMPF's reply to any opposition or response of Plaintiffs: 30 days after Plaintiffs' filing.

4. The initial case management conference: on or after March 30, 2012, with the deadline to meet and confer pursuant to Federal Rule of Civil Procedure 26(f) (and ADR process selection) set for 21 days prior to the case management conference, and that deadline for the parties' Rule 26(f) report, initial disclosures, and joint case management statement set for 10 days prior to the conference.

STEPTOE & JOHNSON LLP

By:/s/ Chong S. Park
Chong S. Park
STEPTOE & JOHNSON LLP
1330 Connecticut Ave., NW
Washington, DC 20036
Telephone 202.429.3000
Facsimile 202.429.3902
CPark@steptoe.com

Attorney for Defendant
National Milk Producers Federation

HAGENS BERMAN SOBOL SHAPIRO LLP

By:/s/ Elaine T. Byszewski
Elaine T. Byszewski
HAGENS BERMAN SOBOL SHAPIRO LLP
700 South Flower Street, Suite 2940
Los Angeles, CA 90017
Telephone 213.330.7150
Facsimile 213.330.7152
elaine@hbsslaw.com

1 Steve W. Berman (*pro hac vice*)
2 George W. Sampson (*pro hac vice*)
3 HAGENS BERMAN SOBOL SHAPIRO LLP
4 1918 8TH Avenue, Suite 3300
5 Seattle, WA 98101
6 Telephone 206.623.7292
7 Facsimile 206.623.0594
8 steve@hbsslaw.com
9 george@hbsslaw.com

10 Attorneys for the Plaintiffs

11 I, Chong S. Park, attest that concurrence in the filing of this document has been obtained from each of
12 the other signatories.

13 PURSUANT TO STIPULATION, IT IS SO ORDERED:

14 Dated the 28 day of November, 2011

15 
16 Magistrate Judge Joseph C. Spero