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13 Attorneys for Defendant
 CONAGRA FOODS, INC.

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 15 UNITED STATES DISTRICT COURT
 16 NORTHERN DISTRICT OF CALIFORNIA
 17 SAN FRANCISCO DIVISION

18
 19 LEVI JONES, CHRISTINE STURGES,
 and EDD OZARD, individually and on
 20 behalf of all others similarly situated,

21 Plaintiffs,

22 v.

23 CONAGRA FOODS, INC.,

24 Defendant.

Case No. 12-cv-1633-CRB

**STIPULATION AND ORDER
 SETTING NEW BRIEFING
 SCHEDULE FOR PLAINTIFFS'
 MOTION FOR CLASS
 CERTIFICATION**

The Hon. Charles R. Breyer

1 Plaintiffs and Defendant ConAgra Foods, Inc. (“ConAgra”), by and through
2 their respective counsel of record, enter into the following stipulation, based upon
3 the recitals below:

4 1. Pursuant to the Court’s April 29, 2013 Order granting the parties’
5 stipulation regarding scheduling (Dkt. 104), Plaintiffs’ motion for class
6 certification is due July 8, 2013, any opposition or response is due
7 September 9, 2013, any reply is due September 23, 2013, and the Class
8 Certification Hearing is set for October 18, 2013 at 10:00 a.m.

9 2. On July 2, 2013, Plaintiffs filed an *Ex Parte* Application To Modify
10 Briefing Schedule On Plaintiffs’ Motion For Class Certification (Dkt. 116)
11 seeking to extend all deadlines relating to the class certification motion by
12 45 days so that Plaintiffs would have sufficient time to review and evaluate
13 corrections to Stephanie Kensicki’s testimony and determine how to respond.

14 3. In order to facilitate the parties’ ability to reconvene Ms. Kensicki’s
15 deposition to address the corrections to her deposition testimony, if Plaintiffs
16 desire, ConAgra has agreed to make Ms. Kensicki available promptly for a
17 deposition (possibly via telephone) to address such corrections.

18 4. Counsel for the parties have conferred and agreed, subject to Court
19 approval, to jointly propose that the briefing schedule be modified so that
20 Plaintiffs’ motion for class certification is due August 7, 2013, ConAgra’s
21 opposition is due October 9, 2013, and Plaintiffs’ reply is due October 30,
22 2013.

23 5. The parties have agreed, subject to Court approval, to jointly propose
24 that the hearing date for Plaintiffs’ motion for class certification be
25 rescheduled to November 15, 2013.

26 **IT IS SO STIPULATED.**

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Dated: July 3, 2013

HOGAN LOVELLS US LLP

By: /s/ Robert B. Hawk
Robert B. Hawk
Attorneys for Defendant
CONAGRA FOODS, INC.

Dated: July 3, 2013

By: /s/ David Shelton
David Shelton
Attorneys for Plaintiffs

I, Robert B. Hawk, attest that David Shelton has approved the Stipulation And [Proposed] Order Setting New Briefing Schedule For Plaintiffs' Motion For Class Certification and consents to its filing in this action.

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ORDER

PURSUANT TO STIPULATION, and good cause appearing, the Court orders that Plaintiffs’ motion for class certification is due August 7, 2013, ConAgra’s opposition is due October 9, 2013, and Plaintiffs’ reply is due October 30, 2013. The Court further orders that the hearing on Plaintiffs’ Motion for Class Certification shall be on November 15, 2013 at 10:00 a.m.

IT IS SO ORDERED.

Dated: July 9, 2013

