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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

LEVI JONES and CHRISTINE STURGES,
individually and on behalf of all others similarly
situated,

Plaintiffs,

v.

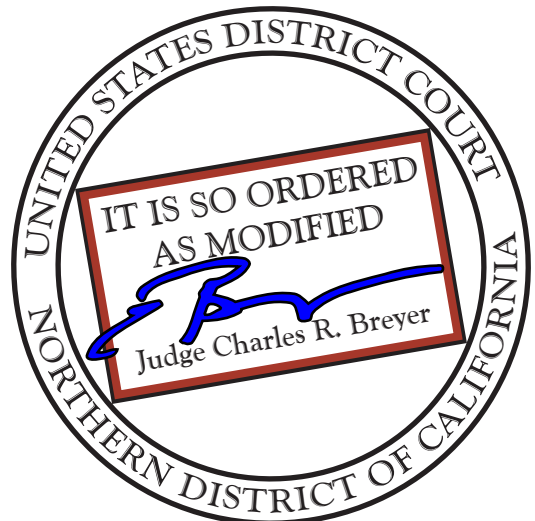
CONAGRA FOODS, INC.,

Defendant.

Case No. 12-cv-1633-CRB

**STIPULATION AND ORDER
SETTING NEW BRIEFING
SCHEDULE AND HEARING DATE
FOR DEFENDANT’S MOTION TO
STRIKE AND MOTION FOR
ATTORNEY FEES**

The Hon. Charles R. Breyer



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

3 1. On September 9, 2013, Defendant filed a Motion to Strike Class Claims (Dkt. No.
4 138) (“Motion to Strike”) and a Motion for Attorney Fees (Dkt. No. 140). These motions are set
5 for hearing on October 18, 2013 at 10:00 a.m.

6 2. Counsel for the parties have conferred and agreed, subject to Court approval, to
7 jointly propose that the briefing schedule and hearing for the Motion to Strike and Motion for
8 Attorney Fees be modified to have the same deadlines as those previously set by Court Order
9 (Dkt. No. 118) for Plaintiffs’ Motion for Class Certification; specifically, the parties propose that
10 Plaintiffs’ oppositions to the Defendant’s Motion to Strike and Motion for Attorney Fees be due
11 October 9, 2013, and Defendant’s reply be due October 30, 2013.

12 3. The parties have further agreed, subject to Court approval, that the hearing date for
13 Defendant’s Motion to Strike and Motion for Attorney Fees be rescheduled to the same date as
14 the hearing on Plaintiffs’ Motion for Class Certification, i.e., November 15, 2013 at 10:00 a.m.

15 **IT IS SO STIPULATED.**

16 Dated: September 20, 2013

HOGAN LOVELLS US LLP

17 By: /s/ Robert B. Hawk
18 Robert B. Hawk
19 Attorney for Defendant
20 CONAGRA FOODS, INC.

21 Dated: September 20, 2013

22 By: /s/ David Shelton
23 David Shelton
24 Attorney for Plaintiffs

25 **SIGNATURE ATTESTATION**

26 I, David Shelton, attest that Robert Hawk, counsel for Defendant, has approved the
27 Stipulation And [Proposed] Order Setting New Briefing Schedule and Hearing Date For
28 Defendant’s Motion to Strike and Motion for Attorney Fees and consents to its filing in this
action.

By: /s/ David Shelton
David Shelton

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ORDER

PURSUANT TO STIPULATION, and good cause appearing, the Court orders that Plaintiffs' oppositions to Defendant's Motion to Strike and Motion for Attorney Fees are due October 9, 2013, and that Defendant's replies to the same are due October 30, 2013. The Court further orders that the hearing on Defendant's Motion to Strike, Motion for Attorney Fees and the Plaintiff's Motion to Sever and Motion to Certify Class shall be on November 22, 2013 at 10:00 a.m. for November 22, 2013 at 10:00 a.m.

IT IS SO ORDERED.

Dated: October 2, 2013

