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13 Attorneys for Defendant  
 CONAGRA FOODS, INC.

14  
 15 UNITED STATES DISTRICT COURT  
 16 NORTHERN DISTRICT OF CALIFORNIA  
 17 SAN FRANCISCO DIVISION

18  
 19 LEVI JONES, individually and on behalf of all  
 others similarly situated,

20 Plaintiff,

21 v.

22 CONAGRA FOODS, INC.,

23 Defendant.

Case No. 12-cv-1633-CRB

**STIPULATION AND ~~PROPOSED~~  
 ORDER REGARDING BRIEFING  
 SCHEDULE**

Date: August 10, 2012  
 Time: 10:00 a.m.  
 Courtroom: 8, 19th Floor

The Hon. Charles R. Breyer

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

- 4 1. On April 2, 2012, Plaintiff filed a Class Action and Representative Action Complaint  
5 for Damages, Equitable and Injunctive Relief (“Complaint”);
- 6 2. The parties filed a Stipulation re Extension of Time to Respond to Complaint,  
7 extending the deadline to June 11, 2012;
- 8 3. On June 11, 2012, ConAgra filed its Motion to Dismiss the Complaint, noticing the  
9 motion for hearing on August 10, 2012, the same day as the initial Case Management  
10 Conference is calendared
- 11 4. In order to permit themselves more time to brief the issues raised by ConAgra’s  
12 Motion to Dismiss and to accommodate counsel’s calendars, the parties have agreed,  
13 subject to Court approval, to a briefing schedule in connection with the Motion to  
14 Dismiss whereby the deadline for each party’s filing is altered from the deadline that  
15 would otherwise be required by the Local Rules;
- 16 5. The proposed briefing schedule is sought in good faith and not for purposes of delay;

17 IT IS HEREBY STIPULATED, by and between the parties through their respective  
18 counsel, that:

- 19 1. Plaintiffs’ Opposition papers to Defendant’s Motion to Dismiss shall be filed no  
20 later than July 6, 2012; and
- 21 2. Defendant’s Reply papers shall be filed no later than July 20, 2012.

22 **IT IS SO STIPULATED.**

23 Dated: June 12, 2012

HOGAN LOVELLS US LLP

24 By:           /s/ Robert B. Hawk            
25 Robert B. Hawk  
26 Attorneys for Defendant  
27 CONAGRA FOODS, INC.

Dated: June 12 , 2012

PRATT & ASSOCIATES

By: /s/ Ben F. Pierce Gore  
Ben F. Pierce Gore  
Attorneys for Plaintiff  
LEVI JONES

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**ORDER**

PURSUANT TO STIPULATION, and good cause appearing, the due dates for the briefing on Defendant’s Motion to Dismiss, noticed for hearing on August 10, 2012, are:

1. Plaintiffs’ Opposition papers shall be filed no later than July 6, 2012;
2. Defendant’s Reply papers shall be filed no later than July 20, 2012.

IT IS SO ORDERED.

Dated: June 18 , 2012

Honorable Charles R. Breyer  
UNITED STATES

