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Attorneys for Plaintiff
CHRISTOPHER OTEY

19 **UNITED STATES DISTRICT COURT**
20 **NORTHERN DISTRICT OF CALIFORNIA**
21 **SAN FRANCISCO DIVISION**

22 CHRISTOPHER OTEY, on behalf of
23 himself and all others similarly situated,

24 Plaintiff,

25 v.

26 CROWDFLOWER, INC., LUKAS
BIEWALD and CHRIS VAN PELT,

27 Defendants.
28

Case No. 3:12-cv-05524-JST

**STIPULATION AND ~~PROPOSED~~
ORDER RE: DEFENDANTS' RESPONSE
TO PENDING MOTION FOR
CONDITIONAL CERTIFICATION**

Civil Local Rule 6-2

1 Pursuant to Civil Local Rule 6-2, the undersigned, counsel of record for Plaintiff Christopher
2 Otey (“Plaintiff”) and Defendants CrowdFlower, Inc., Lukas Biewald, and Chris Van Pelt
3 (collectively “Defendants”), do hereby agree and stipulate as follows:

4 1. That pursuant to a prior Order of the Court, dated February 1, 2013, if
5 Defendants’ Motion to Bifurcate and Stay Discovery were denied, Defendants were
6 to file their response to Plaintiff’s Motion for Conditional Collective Action
7 Certification and Dissemination of Notice Pursuant to 29 U.S.C. § 216(b) (“Motion
8 for Conditional Certification”) within 21 days of such ruling. This Court issued an
9 Amended Order on May 8, 2013 denying Defendants’ Motion to Bifurcate and Stay
10 Discovery, making Defendants’ deadline to respond to Plaintiff’s Motion for
11 Conditional Certification May 29, 2013.

12 2. During the pendency of Defendants’ Motion to Bifurcate and Stay Discovery,
13 the parties agreed to continue the Plaintiffs deposition until May 22, 2013. The
14 parties have agreed that the deadline for Defendants to respond to Plaintiff’s Motion
15 for Conditional Certification shall be extended until 21 days after the deposition of
16 Plaintiff, currently scheduled to take place on May 22, 2013.

17 3. That the Fair Labor Standards Act statute of limitations continue to be tolled
18 as to the putative collective action class members (namely: “all persons who, at any
19 time in the last three years performed “crowdsourced” work in the United States, its
20 territories, and all other places where the FLSA applies in response to any online
21 request by CrowdFlower for “crowdsourced” work, or any online notification by
22 CrowdFlower that “crowdsourced” work was available”) during such extension.
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1 **IT IS SO STIPULATED**

2 Dated: May 21, 2013

LITTLER MENDELSON, P.C.

3 /s/ Jacqueline E. Kalk

JACQUELINE E. KALK

4 ARTHUR M. EIDELHOCH

GALEN M. LICHTENSTEIN

LITTLER MENDELSON, P.C.

5 Attorneys for Defendants

6 CROWDFLOWER, INC., LUKAS BIEWALD

7 AND CHRIS VAN PELT

8 Dated: May 21, 2013

9
10 STEMBER FEINSTEIN DOYLE PAYNE &
KRAVEC, LLC

11 /s/ Mark A. Potashnick

MARK A. POTASHNICK

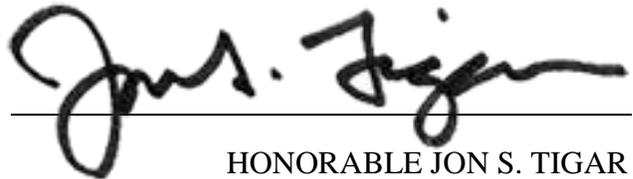
12 WEINHAUS & POTASHNICK

13 Attorneys for Plaintiff

CHRISTOPHER OTEY

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15 **PURSUANT TO STIPULATION, IT IS SO ORDERED**

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17 Dated: May 22, 2013

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HONORABLE JON S. TIGAR

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20 UNITED STATES DISTRICT COURT JUDGE

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