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**UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA**

17 PHILLIP FLORES and DARAH DOUNG,
 18 individually and on behalf of all similarly
 19 situated individuals,

19 Plaintiffs,

20 v.

21 VELOCITY EXPRESS, LLC, a wholly-
 22 owned subsidiary of Dynamex Operations
 23 East, LLC¹, TRANSFORCE, INC., and
 24 DYNAMEX OPERATIONS EAST, LLC,

24 Defendants,

Case No. 3:12-cv-05790-JST

Assigned for all purposes to the Honorable Jon S. Tigar

**JOINT STIPULATION TO AMEND
 EXPERT DATES**

Complaint Filed: November 9, 2012
 FAC Filed: January 8, 2013
 SAC Filed: July 17, 2013
 TAC Filed: March 28, 2013
 4th AC Filed: June 26, 2014

28 ¹ Formerly Dynamex Operations East, Inc.

1 The Parties through their respective attorneys of record respectfully request the Court extend
2 the expert disclosure and report deadlines as set forth in Case Management Order (“CMO”) No. 2.
3 Since entry CMO No. 2, the Parties have conducted discovery of the Case Pool Selections, served
4 written requests for the production of documents, and are collectively scheduling deposition dates.

5 The Parties have conducted several meet-and-confers regarding expert disclosures and reports
6 pursuant to CMO No. 2—which inadvertently contemplated expert disclosures and reports due prior to
7 the close of discovery. Pursuant to CMO No. 1, discovery does not close until July 1, 2016. As such,
8 the Parties agree that expert disclosures and reports be due after the close of discovery. No other dates
9 will be affected by this change. Discovery will still close on July 1, 2016, and the dispositive motion
10 deadlines and trial dates will be unaffected.

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12 Proposed amendments to CMO No. 2:

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Event	Deadline	New Deadline
Expert disclosures and reports	May 2, 2016	July 15, 2016
Expert rebuttal reports	May 27, 2016	August 9, 2016
Expert deposition period begins	June 20, 2016	August 22, 2016
Expert deposition period ends	July 22, 2016	September 2, 2016

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19 **SO STIPULATED.**

20 Dated: May 3, 2016

21 /s/ Timothy J. Becker
22 Timothy J. Becker
23 Jacob R. Rusch
24 JOHNSON BECKER, PLLC
25 Trial Counsel for Plaintiffs

26 Dated: May 3, 2016

27 /s/ Aurelio J. Perez
28 ROBERT G. HULTENG
AURELIO J. PEREZ
Littler Mendelson, P.C.
Attorneys for Defendants

ATTESTATION FOR COMPLIANCE WITH CIVIL L.R. 5-1(i)(3)

I, Jacob Rusch, declare under penalty of perjury and pursuant to the laws of California and the United States that I have in my possession e-mail correspondence from Aurelio J. Perez that the content of this Joint Stipulation is acceptable to all persons required to sign it. I declare that this Stipulation was signed in Minneapolis, Minnesota, on May 3, 2016.

/s/ Jacob R. Rusch
Jacob R. Rusch
JOHNSON BECKER, PLLC

1 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

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3 Dated: May 3, 2016



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