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9 UNITED STATES DISTRICT COURT

10 NORTHERN DISTRICT OF CALIFORNIA – SAN FRANCISCO DIVISION

11 VINCENT D. MULLINS, individually and
on behalf of all others similarly situated,

12 Plaintiff,

13 v.

14 PREMIER NUTRITION CORPORATION
15 f/k/a JOINT JUICE, INC.,

16 Defendant.

Case No. 3:13-cv-01271-RS

**JOINT STIPULATION AND
[PROPOSED] ORDER REGARDING
BRIEFING SCHEDULE ON
MOTION FOR SUPPLEMENTAL
CLASS NOTICE**

CLASS ACTION

Judge: Honorable Richard Seeborg
Courtroom: Courtroom 3, 17th Floor

Complaint Filed: March 21, 2013
Trial Date: TBD

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1 Pursuant to Local Rule 6-2, it is stipulated between and among Plaintiff Kathleen
2 Sonner (“Plaintiff”) and Defendant Premier Nutrition Corp. (“Defendant”) (together, “the
3 Parties”), by their respective counsel, as follows:

4 WHEREAS, on July 20, 2017, Plaintiff moved for leave to file a Second Amended
5 Complaint, amending her Consumers Legal Remedies Act (“CLRA”) claim. ECF No. 174;

6 WHEREAS, On August 24, 2017, the Court granted Plaintiff’s motion for leave (ECF
7 No. 200) and ordered the Parties meet and confer on a briefing schedule concerning
8 Defendant’s anticipated motion regarding supplemental Class notice and motion to dismiss;

9 WHEREAS, on August 24, 2017, Plaintiff filed her SAC. ECF No. 201;

10 WHEREAS, on August 25, 2017, the Parties met and conferred and agreed to the
11 following briefing schedule for Defendant’s motion regarding supplemental Class notice:
12 Defendant’s opening brief is due on or before September 8, 2017, Plaintiff’s opposition brief is
13 due on or before September 22, 2017, and Defendant’s reply brief is due on or before
14 September 29, 2017;

15 WHEREAS, the Parties also agree that within two (2) days of the Court’s ruling on
16 Defendant’s motion regarding supplemental Class notice, the Parties will meet and confer
17 concerning a briefing schedule on Defendant’s anticipated motion to dismiss the SAC;

18 NOW, THEREFORE, IT IS HEREBY STIPULATED by and between the Parties,
19 through their respective counsel and subject to the Court’s approval, that:

- 20
- 21 1) Defendant’s opening brief regarding supplemental Class notice is due on or
22 before September 8, 2017;
 - 23 2) Plaintiff’s opposition to Defendant’s brief regarding supplemental Class notice
24 is due on or before September 22, 2017;
 - 25 3) Defendant’s reply brief regarding supplemental Class notice is due on or before
26 September 29, 2017; and
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4) Within two (2) days of the Court's ruling on Defendant's motion regarding supplemental Class notice, the Parties are to meet and confer on a briefing schedule for Defendant's anticipated motion to dismiss the SAC.

IT IS SO STIPULATED.

Dated: August 28, 2017

BLOOD HURST & O'REARDON, LLP
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Dated: August 28, 2017

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ECF CERTIFICATION

The filing attorney attests that he has obtained concurrence regarding the filing of this document from the signatories to this document.

Dated: August 28, 2017

BLOOD HURST & O'REARDON, LLP

By: s/ Timothy G. Blood
TIMOTHY G. BLOOD

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~~PROPOSED~~ ORDER

Having reviewed the above Stipulation and Proposed Order Regarding Briefing Schedule on Motion for Supplemental Class Notice, IT IS HEREBY ORDERED that the Court finds that good cause exists for the entry of this Order.

IT IS SO ORDERED.

DATED: 8/28/17



THE HONORABLE RICHARD SEEBORG
UNITED STATES DISTRICT COURT JUDGE

BLOOD HURST & O'REARDON, LLP

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CERTIFICATE OF SERVICE

I hereby certify that on August 28, 2017, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses denoted on the Electronic Mail Notice List, and I hereby certify that I have mailed the foregoing document or paper via the United States Postal Service to the non-CM/ECF participants indicated on the Electronic Mail Notice List.

I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on August 28, 2017.

/s/ Timothy G. Blood

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