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Attorneys for Plaintiff and the Proposed Class

22 **UNITED STATES DISTRICT COURT**
 23 **NORTHERN DISTRICT OF CALIFORNIA**
 24 **SAN FRANCISCO DIVISION**

25 ERIN ALLEN, on behalf of herself and all)	Case Number: 3:13-CV-01279-VC
26 others similarly situated,)	
27)	STIPULATION AND [PROPOSED]
28)	SCHEDULING ORDER
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STIPULATION AND [PROPOSED] SCHEDULING ORDER

1 Plaintiff Erin Allen (“Plaintiff”), and Defendant ConAgra Foods, Inc. (“Defendant”)
2 hereby stipulate and agree as follows:

3 **WHEREAS**, on January 3, 2014, the Court entered an Order setting the class
4 certification briefing schedule and other case dates initially proposed by the parties;

5 **WHEREAS**, on March 4, 2014, the Court entered a Stipulated Order Re: ESI protocol,
6 which governs the ESI discovery protocol in this case;

7 **WHEREAS**, the parties have been diligently engaged in the ESI discovery process;

8 **WHEREAS**, Defendant has encountered technical difficulties in compiling and
9 producing some of the ESI in response to Plaintiff’s discovery requests;

10 **WHEREAS**, Plaintiff also sought to depose Defendant and Defendant’s employees in
11 or by May 2014, but relevant personnel were not reasonably available until June 2014; and

12 **WHEREAS**, the parties have met and conferred with each other regarding the
13 foregoing scheduling issues, and in the interests of judicial economy, the parties seek entry of a
14 Scheduling Order that continues and adjusts the current class certification briefing schedule
15 and other case dates by six (6) weeks (with the certification hearing adjusted back an additional
16 week in light of the Thanksgiving holiday).

17 **NOW, THEREFORE**, Plaintiff and Defendant agree and respectfully request that the
18 Court continue and adjust the current case schedule as proposed below:
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Event	Proposed Date
Motion for Class Certification due	August 11, 2014
Response to Class Certification	October 10, 2014
Reply to Class Certification	November 3, 2014
Hearing on Class Certification	December 4, 2014 at 1:30 p.m.
Close of Fact Discovery	March 30, 2015
Expert Disclosures due	April 27, 2015

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1	Rebuttal Expert Disclosures due	May 27, 2015
2	Close of Expert Discovery	June 26, 2015
3	Dispositive Motions due	July 3, 2015

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6 **IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.**
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8 Respectfully submitted,
9

10 DATED: May 1, 2014

HAGENS BERMAN SOBOL SHAPIRO LLP

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12 By: /s/ Lee M. Gordon
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1 DATED: May 1, 2014

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21
22 **Attestation of Filing**

23 I, Lee M. Gordon, attest that concurrence in the filing of this document has been obtained
24 from each of the other signatories.

25
26 By: /s/ Lee M. Gordon
27 Lee M. Gordon (SBN 174168)

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

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3 Dated: May 2, 2014



HONORABLE VINCE CHHABRIA
UNITED STATES DISTRICT COURT JUDGE

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