

1 Ben F. Pierce Gore (SBN 128515)
 PRATT & ASSOCIATES
 2 1871 The Alameda, Suite 425
 San Jose, CA 95126
 3 Telephone: (408) 429-6506
 Facsimile: (408) 369-0752
 4 pgore@prattattorneys.com

5
 6 Colin H. Dunn (Pro Hac Vice)
 CLIFFORD LAW OFFICES, PC
 7 120 North LaSalle, 31st Floor
 Chicago, IL 60602
 8 Telephone: (312) 899-9090
 Facsimile: (312) 251-1160
 9 chd@cliffordlaw.com

10 Attorneys for Plaintiffs

CARLA CHRISTOFFERSON (S.B. #161111)
 cchristofferson@omm.com
 ADAM LEVINE (S.B. #200522)
 alevine@omm.com
 KATE IDES (S.B. #274820)
 kides@omm.com
 DANIEL J. FARIA (S.B. #285158)
 dfaria@omm.com
 O'MELVENY & MYERS LLP
 400 South Hope Street
 Los Angeles, California 90071-2899
 Telephone: (213) 430-6000
 Facsimile: (213) 430-6407

RANDALL W. EDWARDS (S.B. #179053)
 redwards@omm.com
 O'MELVENY & MYERS LLP
 Two Embarcadero Center, 28th Floor
 San Francisco, CA 94111-3823
 Telephone: (415) 984-8700
 Facsimile: (415) 984-8701

Attorneys for Defendant
Trader Joe's Company

11
 12
 13
 14 **UNITED STATES DISTRICT COURT**
 15 **NORTHERN DISTRICT OF CALIFORNIA**

17 AMY GITSON and DEBORAH ROSS,
 18 individually and on behalf of all others
 similarly situated,

19 Plaintiffs,

20 v.

21 TRADER JOE'S COMPANY,

22 Defendant.

Case No. 13-CV-1333 VC

CLASS ACTION

**STIPULATION & ~~PROPOSED~~
 ORDER TO CONTINUE JUNE 26, 2014
 HEARING ON DEFENDANT'S
 MOTION TO DISMISS PLAINTIFFS'
 THIRD AMENDED COMPLAINT AND
 DEFENDANT'S MOTION TO
 CERTIFY ORDER**

Hearing Date: June 26, 2014
 Proposed Date: August 7, 2014
 Time: 10:30 a.m.
 Judge: Hon. Vince Chhabria
 Action Filed: March 25, 2013

23
 24
 25
 26
 27
 28
 STIPULATION AND [PROPOSED] ORDER TO
 CONTINUE HEARING ON MTD TAC &
 MOTION TO CERTIFY ORDER;
 CASE NO. 13-CV-1333 VC

1 Counsel for the parties jointly submit this Stipulation to continue the hearing date on
2 Defendant's Motion to Dismiss Plaintiffs' Third Amended Complaint and Motion to Certify
3 Order for Interlocutory Appeal and Motion to Stay presently scheduled on June 26, 2014, to
4 August 7, 2014, or such other date as the Court orders. Colin Dunn, co-counsel for Plaintiffs who
5 will be arguing in opposition to the Motions on behalf of Plaintiffs, has an oral argument set on
6 June 26, 2014 before the Seventh Circuit Court of Appeals in Junhong, et al. v. Boeing Company,
7 14-1825, et al (consolidated appeal). Due to the schedules of the attorneys for both parties, the
8 next Thursday they are available is August 7, 2014. The parties' positions regarding
9 modifications to the case schedule are set forth in their Joint Case Management Statement (Dkt. #
10 89). Given this stipulation and request for a continued hearing date, Plaintiffs join in Defendant's
11 position regarding pretrial dates set forth in ¶17.b of the Joint Case Management Statement. With
12 that exception, the continuation of the hearing date stipulated to and requested herein will not
13 have an effect of the parties' positions regarding modifications to the case schedule.

14
15 Dated: June 17, 2014

/s/ Colin Dunn

Counsel for Plaintiffs Gitson & Ross

16
17
18 Dated: June 17, 2014

/s/ Adam Levine

Counsel for Defendant Trader Joe's
Company

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

~~PROPOSED~~ ORDER

Good cause appearing therefor, it is hereby ordered that the hearing on Defendant's Motion to Dismiss Plaintiffs' Third Amended Complaint and Motion to Certify is continued to August 7, 2014, at ~~10:30~~ 10:00 a.m.

IT IS SO ORDERED.

Dated: June 17, 2014



The Honorable Vince Chhabria
UNITED STATES DISTRICT JUDGE

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

ATTESTATION

In compliance with Local Rule 5-1(i)(3), the filer of this document hereby attests that the concurrence to the filing of this document has been obtained from the other signatories thereto.

/s/ Colin H. Dunn
Colin H. Dunn

CERTIFICATE OF SERVICE

I certify that a copy of this document was served electronically on June 17, 2014 on counsel of record in compliance with Federal Rule 5, Local Rule 5-6, by use of the Court's ECF system.

/s/ Colin H. Dunn
Colin H. Dunn