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ROBERT MILLER on behalf of
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Attorneys for Plaintiff
JAMIE LUMOS on behalf of herself and
others similarly situated

13 **IN THE UNITED STATES DISTRICT COURT**
14 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**
15 **SAN FRANCISCO DIVISION**

16 ROBERT MILLER, on behalf of himself and
17 all others similarly situated,
18
19 Plaintiff,

20 vs.

21 SOUTHWEST AIRLINES CO., a Texas
22 Corporation; and DOES 1 through 20, inclusive,
23 Defendants.

24 JAMIE LUMOS, on behalf of herself and
25 all others similarly situated,
26
27 Plaintiff,

28 vs.

SOUTHWEST AIRLINES CO., a Texas
corporation; and DOES 1 through 20, inclusive,
Defendants.

Case No: C-12-5978-CRB

CLASS ACTIONS

CONSOLIDATED FOR DISCOVERY PURPOSES ONLY

**STIPULATION AND ORDER GRANTING
MOTION FOR ADMINISTRATIVE
RELIEF AND SHORTENING TIME FOR
HEARING**
[Local Rules 6-2 and 7-12]

Case No. C-13-1429-CRB

Ctrm: 6, 17th Floor
Judge: The Honorable Charles R. Breyer

1 Pursuant to Local Rules 6-2 and 7-12, Plaintiffs ROBERT MILLER and JAMIE LUMOS
2 (“Plaintiffs”) and Defendant SOUTHWEST CO. (“Defendant”) (collectively the “Parties”) in the
3 above-captioned actions, by and through their respective counsel of record, hereby stipulate as
4 follows:

5 WHEREAS, the Parties have reached a class action settlement that Plaintiffs will present
6 to the Court for preliminary approval;

7 WHEREAS, Plaintiffs intend to file the unopposed motion for preliminary approval of the
8 class action settlement on Friday, September 13, 2013;

9 WHEREAS, because Local Rule 7-2(a) requires a minimum of not less than 35 days from
10 the date a motion is filed to set a hearing date, the earliest hearing date permitted under that rule is
11 October 18, 2013;

12 WHEREAS, Counsel for Plaintiff Miller is unavailable on October 18, 2013 due to a
13 scheduling conflict;

14 WHEREAS, the Court’s scheduling notes indicate that the Court is unavailable on
15 October 25, 2013;

16 WHEREAS, the Parties have agreed that delaying the preliminary approval hearing until
17 November is not in the best interest of the parties;

18 WHEREAS, the next case management conference is scheduled on October 11, 2013;

19 WHEREAS, counsel for the Parties are available on October 11, 2013;

20 WHEREAS, the Parties have agreed that October 11, 2013, which will be 28 days from
21 the anticipated September 13, 2013 motion filing and service date, is a reasonable and appropriate
22 date for the hearing; and

23 WHEREAS, Plaintiff has filed a motion for administrative relief seeking an order
24 shortening the time for hearing of the motion for preliminary approval to not less than 28 days
25 from the date the motion is served;

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IT IS STIPULATED AND AGREED between the Parties that:

1. Plaintiffs' motion for administrative relief should be GRANTED and the time for hearing of Plaintiffs' unopposed motion for preliminary approval of the class action settlement should be SHORTENED to not less than 28 days from the date the motion is served and set for hearing on October 11, 2013.

IT IS SO STIPULATED.

Dated: September 12, 2013

KELLER GROVER LLP

By: /s/ Eric A. Grover
ERIC A. GROVER

Attorneys for Plaintiff
ROBERT MILLER and the Proposed Class

Dated: September 12, 2013

GAINES & GAINES APLC

By: /s/ Daniel F. Gaines
DANIEL F. GAINES

Attorneys for Plaintiff
ROBERT MILLER and the Proposed Class

Dated: September 12, 2013

CARPENTER LAW GROUP

By: /s/ Todd D. Carpenter
TODD D. CARPENTER

Attorneys for Plaintiff
JAMIE LUMOS and the Proposed Class

Dated: September 12, 2013

BAKER & MCKENZIE LLP

By: /s/ Colin H. Murray
COLIN H. MURRAH
TERESA H. MICHAUD

Attorneys for Defendant
SOUTHWEST AIRLINES CO.

ATTESTATION

I, ERIC A. GROVER, am counsel for Plaintiff Robert Miller. As the ECF user and filer of this document, I attest that concurrence in the filing of this document has been obtained from its signatories and that I have on file all holographic signatures corresponding to any signatures indicated by a conformed signature (/s/) within this e-filed document.

Dated: September 12, 2013

KELLER GROVER LLP

By: /s/ Eric A. Grover
ERIC A. GROVER

Attorneys for Plaintiff
ROBERT MILLER and the Proposed Class

ORDER SHORTENING TIME FOR HEARING

Pursuant to the stipulation of the parties, IT IS HEREBY ORDERED that:

1. Plaintiffs' motion for administrative relief is GRANTED and the time for hearing of the motion for preliminary approval of the class action settlement is SHORTENED to not less than 28 days from the date of service of the motion, rather than the 35-day minimum time required under Local Rule 7-2(a).
2. Motion and case management conference set for hearing on October 11, 2013 at 10:00 a.m.

PURSUANT TO THE STIPULATION, IT IS SO ORDERED.

Dated: September 16, 2013

THE HONORABLE
Judge of the United States District Court

