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Dated: July 4, 2015.

## 1 2 3 4 5 IN THE UNITED STATES DISTRICT COURT 6 7 FOR THE NORTHERN DISTRICT OF CALIFORNIA 8 9 10 AMANDA FRLEKIN, AARON GREGOROFF, SETH DOWLING, 11 DEBRA SPEICHER and TAYLOR No. C 13-03451 WHA KALIN, on behalf of themselves and all 12 others similarly situated, 13 Plaintiffs, **ORDER FOR** SUPPLEMENTAL BRIEFING 14 v. 15 APPLE INC., a California Corporation, 16 Defendant. 17 18 The Court is concerned that limiting plaintiffs to the all-or-nothing theory that time spent 19 subject to the bag check policy is compensable regardless of any individual's particularized 20 medical or other need to bring a bag would preclude some absent class members from pursuing 21 their best theory and poses an adequacy of representation problem. The Court is also concerned 22 that all alternate and particularized theories would be later barred by res judicata. The parties 23 shall submit supplemental briefs NOT TO EXCEED TEN PAGES by JULY 7 AT 5:00 P.M. addressing 24 these issues. 25 26 IT IS SO ORDERED. 27

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UNITED STATES DISTRICT JUDGE