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12 Attorneys for Defendant CSK AUTO, INC.
 n/k/a O'Reilly Auto Enterprises, LLC
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14 **UNITED STATES DISTRICT COURT**
 15 **NORTHERN DISTRICT OF CALIFORNIA**

16 OSMIN MELGAR, individually and on
 17 behalf of all others similarly situated,

18 Plaintiff,

19 v.

20 CSK AUTO, INC., an Arizona
 21 Corporation, and DOES 1-100,

22 Defendants.

Case No. C 13-03769 (EMC)

**STIPULATION RE PLAINTIFFS'
 PROPOSED CLASS NOTICE;
 [PROPOSED] ORDER**

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 28 **STIPULATION RE PLAINTIFFS' PROPOSED CLASS NOTICE**

1 Plaintiffs OSMIN MELGAR and KARO KHATCHADOORIAN (“Plaintiffs”),
2 individually and on behalf of all others similarly situated and Defendant CSK AUTO, INC. n/k/a
3 O’Reilly Auto Enterprises, LLC (“Defendant”) (collectively, the “Parties”), by and through their
4 respective attorneys of record, hereby stipulate and agree as follows:

5 1. On December 22, 2015, the Court granted the Motion for Class Certification in
6 part, and ordered the parties to meet and confer regarding the time for issuance of the class notice,
7 the content of the class notice, and to file a joint proposed class notice within sixty days (the
8 sixtieth day would be February 22, 2016).

9 2. Defendant’s counsel are both appearing in trial right now in the case of
10 *Leidenheimer v. CSK Auto, Inc.*, Case No. 13-cv-9568-DDP-VBKx, before the Honorable Dean
11 D. Pregerson in the Central District of California, and will not be available to continue meeting
12 and conferring with Plaintiffs’ counsel until after the trial, which is expected to end on February
13 24, 2016.

14 3. After meeting and conferring, and subject to the Court’s approval, the Parties have
15 stipulated to a brief continuance of the deadline to file a proposed class notice. The Parties are
16 agreeable to a two-week extension of the filing deadline for the joint proposed class notice to
17 ensure that they can fully exhaust their meet and confer efforts, and will still be able to file the
18 joint proposed class notice before the March 17, 2016 Further Status Conference. To the extent
19 the Court desires additional time following their submission regarding the proposed class notice,
20 the Parties are also amenable to a brief continuance of the March 17, 2016 Further Status
21 Conference, to a date convenient to the Court.

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1 4. As such, the Parties hereby jointly request that the Court continue the deadline to
2 file their submissions regarding a proposed class notice from to March 7, 2016. To the extent the
3 Court

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5 **IT IS SO STIPULATED.**

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7 DATED: February 17, 2016

MICHAEL MALK, ESQ., APC

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9 By: /s/ Michael Malk

MICHAEL MALK.

Attorneys for Plaintiff OSMIN MELGAR

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11 DATED: February 17, 2016

HIGGS FLETCHER & MACK, LLP

12
13 By: /s/ Edwin M. Boniske

JAMES M. PETERSON, ESQ.

EDWIN BONISKE, ESQ.

Attorneys for Defendant CSK AUTO, INC. n/k/a
O'REILLY AUTO ENTERPRISES, LLC

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19 **[PROPOSED] ORDER**

20 In accordance with the above stipulation, and for ~~good~~ cause shown, it is hereby ordered
21 that the Parties time to file a joint ~~proposed~~ class notice is extended until _____.

22 The parties shall file their proposed class notice by March 7, 2016. The further
23 status conference is continued from March 17, 2016, to March 24, 2016.

Hon. Edward M. Chen
United States District Judge

