

1 MAYER BROWN LLP
Dale J. Giali (SBN 150382)
2 *dgiali@mayerbrown.com*
Andrea M. Weiss (SBN 252429)
3 *aweiss@mayerbrown.com*
350 South Grand Avenue, 25th Floor
4 Los Angeles, CA 90071-1503
Telephone: (213) 229-9500
5 Facsimile: (213) 625-0248

6 Attorneys for Defendant
AMY'S KITCHEN, INC.
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8 **UNITED STATES DISTRICT COURT**
9 **NORTHERN DISTRICT OF CALIFORNIA**
10 **SAN FRANCISCO DIVISION**

11 ROBERT E. FIGY, individually and on behalf
12 of all others similarly situated,

13 Plaintiff,

14 v.

15 AMY'S KITCHEN, INC.

16 Defendant.
17

Case No. CV 13-03816 SI

**JOINT STIPULATION TO CONTINUE
JULY 7, 2016 STATUS CONFERENCE**

[Proposed Order Attached]

Action Filed: August 16, 2013

Date: July 7, 2016

Time: 2:00 p.m.

Courtroom: 1

1 Plaintiff Robert Figy and defendant Amy's Kitchen, Inc., by and through their respective
2 counsel of record, enter into the following stipulation, subject to Court approval, continuing the
3 July 7, 2016 Status Conference in this action:

4 WHEREAS, this action has been stayed pending the Food and Drug Administration's
5 ("FDA") review of its draft guidance on the use of the term "evaporated cane juice" on food
6 product labels;

7 WHEREAS, on May 25, 2016, FDA issued its final guidance entitled "Ingredients
8 Declared as Evaporated Cane Juice";

9 WHEREAS, in light of FDA's issuance of its final guidance, on June 16, 2016, the Court
10 ordered that the parties appear for a status conference on July 7, 2016 at 2:00 p.m.;

11 WHEREAS, during the stay of this action and prior to FDA's issuance of its final
12 guidance, the parties had agreed to participate in private mediation;

13 WHEREAS, the agreed-to mediation has been scheduled for August 8, 2016;

14 WHEREAS, in the interest of efficiency, the parties have agreed to continue the July 7,
15 2016 Status Conference so that the August 8, 2016 mediation will take place first; and

16 WHEREAS, this stipulation is not being presented to cause unnecessary delay, or for any
17 other improper purpose;

18 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, between plaintiff
19 and Amy's Kitchen, subject to approval from the Court, that the Status Conference will be
20 continued to September 9, 2016 at 3:00 p.m., or a date and time otherwise convenient for the
21 Court, and the parties will file a joint status report one week in advance of the conference.
22

23 Dated: June 23, 2016

PRATT & ASSOCIATES

25 By: /s/ Ben F. Pierce Gore
26 Ben F. Pierce Gore
27 Attorneys for Plaintiff
28

1 Dated: June 23, 2016

MAYER BROWN LLP
Dale J. Giali
Andrea M. Weiss

4 By: /s/ Andrea M. Weiss
Andrea M. Weiss
Attorneys for Defendant
AMY'S KITCHEN, INC.

8 I, Andrea M. Weiss, attest that Pierce Gore has approved the above stipulation and
9 consents to its filing in this action.

12 /s/ Andrea M. Weiss
Andrea M. Weiss

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8 **UNITED STATES DISTRICT COURT**
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11 ROBERT E. FIGY, individually and on behalf
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14 v.

15 AMY'S KITCHEN, INC.

16 Defendant.
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Case No. CV 13-03816 SI

**~~PROPOSED~~ ORDER GRANTING
JOINT STIPULATION TO CONTINUE
JULY 7, 2016 STATUS CONFERENCE**


Action Filed: August 16, 2013

Date: July 7, 2016
Time: 2:00 p.m.
Courtroom: 1

1 The Court, having considered the June 23, 2016 stipulation of the parties (Dkt. # 90), and
2 for good cause shown, orders that the Status Conference currently scheduled for July 7, 2016 is
3 continued to September 9, 2016 at 3:00 p.m. The parties are to file a joint status report one week
4 in advance of the conference.

5
6 **IT IS SO ORDERED.**

7 Dated: 6 / 24 / 16

By: 
The Hon. Susan Illston
Judge, United States District Court