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Attorneys for Plaintiff Kimberly Roberts,
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(Additional Plaintiffs' Counsel on next page)

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

KIMBERLY ROBERTS, CARNEISHA
FORNEY, and LAURIE MULLEN, on behalf of
themselves, and all others similarly situated, and
the general public,

Plaintiffs,

v.

TJ MAXX OF CA, LLC, a Delaware limited
liability company; MARSHALLS OF CA, LLC,
a Delaware limited liability company;
HOMEGOODS, INC., a Delaware corporation;
and DOES 1-10, inclusive,

Defendants.

Case No. 3:13-cv-04731-MEJ

CLASS ACTION

**JOINT STIPULATION TO CONTINUE
CLASS CERTIFICATION BRIEFING
SCHEDULE; ~~[PROPOSED]~~ ORDER**

1 **Additional Plaintiffs Counsel:**

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27 Attorneys for Plaintiffs Carneisha Forney
28 and Laurie Mullen

1 Plaintiffs Kimberly Roberts, Carneisha Forney and Laurie Mullen (“collectively “Plaintiffs”)
2 and Defendants TJ MAXX of CA, LLC, Marshalls of CA, LLC, and Homegoods, Inc. (collectively
3 “Defendants”)(collectively the “Parties”), by and through their counsel of record, hereby stipulate to
4 continue the deadlines set for Plaintiffs’ motion for class certification by five (5) months. Such
5 deadline provides the Parties sufficient time to explore mediation and is necessary to prepare and file
6 briefs on the issue of certification. The Parties enter into this joint stipulation with reference to the
7 following facts:

8 **RECITALS**

9 WHEREAS, the briefing schedule for Plaintiff’s motion for class certification is presently
10 as follows:

Event	Deadline
Filing of Motion for Class Certification	March 31, 2016
Opposition to Motion for Class Certification	May 27, 2016
Reply in Support of Motion for Class Certification	June 27, 2016
Hearing	July 28, 2016

17 WHEREAS, the Parties have agreed to engage the services of Michael Dickstein to assist in
18 settlement negotiations of the above-captioned action;

19 WHEREAS, given Mr. Dickstein’s availability, the earliest mediation date that the parties
20 could secure was in April of 2016;

21 WHEREAS, presently mediation has been set for April 12, 2016;

22 WHEREAS, the Parties agree that, to permit sufficient time and allow the parties to devote
23 their efforts and resources fully towards resolution and, if necessary, to permit both Parties sufficient
24 time to complete certification discovery, the deadlines presently set as to Plaintiffs’ motion for class
25 certification should be extended by five (5) months;

26 WHEREAS, only one prior continuance of the certification schedule briefing schedule has
27 been requested;

28 WHEREAS, neither party objects to the time modifications set forth below; and,

1 WHEREAS, counsel for both parties do not believe that the time modifications will cause
2 unnecessary delay or conflict with any other scheduling matters affecting the case.

3 **STIPULATION**

4 NOW, THEREFORE, it is hereby stipulated by the Parties, through their respective counsel
5 of record, that the Plaintiffs shall have an additional five (5) months in which to file their motion for
6 class certification, and the Parties further submit following briefing schedule for said motion:

Event	Deadline
Filing of Motion for Class Certification	August 26, 2016
Opposition to Motion for Class Certification	October 28, 2016
Reply in Support of Motion for Class Certification	November 28, 2016
Hearing	December 17, 2016

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12 Respectfully submitted,

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14 DATED: March 10, 2016

MARLIN & SALTZMAN, LLP
SETAREH LAW GROUP

15
16 By: /S/ Kiley L. Grombacher
Kiley Lynn Grombacher, Esq.
Attorneys for Plaintiff

17
18 DATED: March 10, 2016

LITTLER MENDELSON, P.C.

19
20 By: /S/ Joshua D. Levine
Joshua D. Levine, Esq.
Attorneys for Defendant

21
22
23 **SIGNATURE ATTESTATION**

24 In accordance with Civil Local Rule 5-1(i)(3), I attest that concurrence in the filing of this
25 document has been obtained from the signatories on this e-filed document.

26
27 DATED: March 10, 2016

/S/ Kiley L. Grombacher
Kiley Lynn Grombacher

1 **~~(PROPOSED)~~ ORDER**

2 After reviewing the Parties' Joint Stipulation to Continue Class Certification Briefing Schedule,
3 and good cause appearing therefor,

4 **IT IS HEREBY ORDERED** that the Plaintiffs shall have an additional five (5) months in
5 which to file their motion for class certification, and the briefing schedule for said motion is as follows:

6

Event	Deadline
Filing of Motion for Class Certification	August 26, 2016
Opposition to Motion for Class Certification	October 28, 2016
Reply in Support of Motion for Class Certification	November 28, 2016
Hearing	December ¹⁵ 17 , 2016

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13 DATED: _____

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15 Hon. Maria-Elena James
16 United States Magistrate Judge
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