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12 served as "General Nutrition Center, Inc.")

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Co-Lead and Liaison Counsel for Plaintiffs

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**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**

SHANTELL OLVERA; DUONG LE;  
MARK WOLFE; BRYAN  
NOFFSINGER; JULIAN KADARIAN;  
JAMES VENTRE JR.; ERIK  
SICKINGER; WILLIAM HALL JR.;  
ROBERTO IRIONDO; MELVIN  
BISHOP; HENRY CHORLIAN II; and  
JEFF CRITES, on behalf of themselves  
and all others similarly situated,

Plaintiffs,

vs.

DRIVEN SPORTS, INC., a New York  
corporation; BODYBUILDING.COM,  
LLC; GENERAL NUTRITION  
CENTER, INC.; SPORTS  
NUTRITION RESEARCH, LTD; and  
DOES 1 through 10, inclusive,

Defendants.

MARCUS WAGNER, an individual, on  
behalf of himself and all others  
similarly situated,

Plaintiff,

vs.

DRIVEN SPORTS, INC., GENERAL  
NUTRITION CENTER, INC., and  
DOES 1 through 50, inclusive,

Defendants.

CASE NO. 3:13-cv-04830-EMC

The Hon. Edward M. Chen

**JOINT CASE MANAGEMENT  
STATEMENT**

Complaint Filed: November 12, 2013

24 Plaintiffs Shantell Olvera, Duong Le, Mark Wolfe, Bryan Noffsinger, Julian  
25 Kadarian, James Ventre Jr., Erik, Sickinger, William Hall Jr., Roberto Iriondo, Melvin  
26 Bishop, Henry Chorlian II, Jeff Crites, and Marcus Wagner (“Plaintiffs”) and Defendants  
27 Driven Sports, Inc. and Sports Nutrition Research, LTD (“Driven Sports”) and General  
28 Nutrition Corporation (erroneously sued and served as “General Nutrition Centers, Inc.”)

1 (“GNC”) (collectively “Defendants”) ) submit their Joint Case Management Statement in  
2 advance of the Case Management Conference on July 30, 2015.

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4 After extensive negotiations, the parties have reached a settlement agreement in  
5 this matter, which does not involve class certification or a request for Court approval of a  
6 class action settlement. All material terms of the settlement have been agreed upon, but  
7 the parties are currently engaged in finalizing the settlement documents. The parties  
8 estimate that an additional 30 days is needed for final execution of the settlement  
9 documents and submission of those documents to the Court. The parties request a 30 day  
10 continuance of the CMC for this purpose.

11 DATED: July 23, 2015                      **RAM, OLSON, CEREGHINO & KOPCZYNSKI**

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13 By: /s/ Susan S. Brown  
14 Attorneys for Plaintiffs

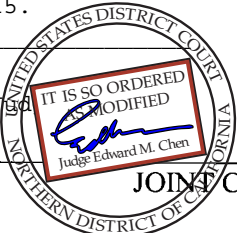
15 DATED: July 23, 2015                      **MCGUIREWOODS LLP**

16  
17 By: /s/ Blake S. Olson  
18 A. Brooks Gresham  
19 Blake S. Olson  
20 Attorneys for Defendant General Nutrition  
21 Corporation (erroneously sued and served  
22 as “General Nutrition Center, Inc.”)

23 DATED: July 23, 2015                      **WILSON, ELSER, MOSKOWITZ,  
24 EDELMAN & DICKER LLP**

25 IT IS SO ORDERED that the  
26 further CMC is reset from  
27 7/30/15 to 9/3/15 at 10:30 a.m.  
28 A joint CMC statement shall be  
filed by 8/27/15.

Edward M. Chen  
U.S. District Judge



By: /s/ Edward P. Garson  
EDWARD P. GARSON  
IAN A. STEWART  
Attorneys for Defendants Driven Sports,  
Inc. and Sports Nutrition Research, LTD