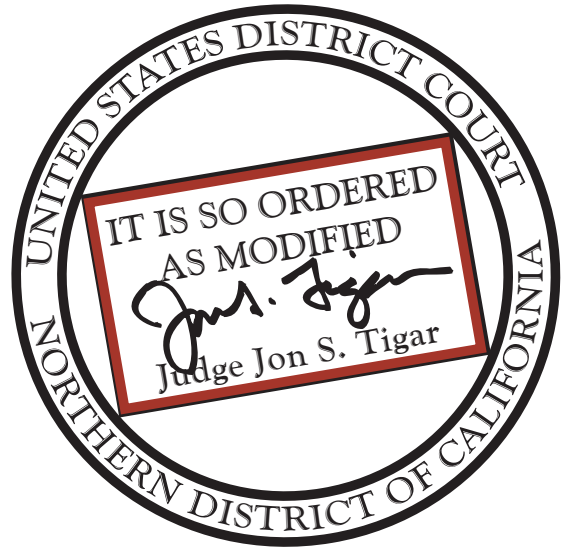


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28 ***Attorneys for Alvin Todd, et al., and the Proposed Class***  
(Additional Plaintiffs Set Forth Below on Signature Page)

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

ALVIN TODD, et al., individually and on  
behalf of all others similarly situated,

Plaintiffs,

vs.

TEMPUR-SEALY INTERNATIONAL,  
INC., formerly known as TEMPUR-PEDIC  
INTERNATIONAL, INC. and TEMPUR-  
PEDIC NORTH AMERICA, LLC,

Defendants.

Case No. 3:13-cv-04984-JST

**Stipulation and Order to Modify the  
June 8, 2015 Scheduling Order**

Complaint Filed: October 25, 2013

Trial Date: None Set

15 Pursuant to this Court's Scheduling Order (Doc. 157), Plaintiffs and  
16 Defendants Tempur-Sealy International, Inc. and Tempur-pedic North America,  
17 LLC (collectively, "Defendants", and, together with Plaintiffs, the "Parties"),  
18 hereby stipulate and agree to the following modification of the June 8, 2015  
19 Scheduling Order (Doc. 128):  
20

21 1. Plaintiffs filed the original Complaint on October 25, 2013. Plaintiffs  
22 filed the First Amended Complaint on November 7, 2013, the Second Amended  
23 Complaint on August 29, 2014, and the Third Amended Complaint on August 27,  
24 2015. (Doc. 156).  
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1           2.     On August 27, 2015, this Court stayed or vacated the scheduling  
2 deadlines identified in the Court's Order to Modify the December 15, 2014  
3 Scheduling Order (Doc. 128), other than the filing of Plaintiffs' Motion for Class  
4 Certification. (Doc. 157).

5  
6           3.     Pursuant to that Order, the Parties stipulate and agree to, and request  
7 the Court order the following modified deadlines and class certification page limits:  
8

9

<b>Event</b>	<b>Proposed Deadline</b>
Deadline for Plaintiffs to file a supplemental memorandum (no longer than 10 pages) in support of their Motion for Class Certification	March 10, 2016
Plaintiffs to produce Plaintiffs for deposition	March 10, 2016 – April 13, 2016
Deadline for Defendants to identify expert witnesses and provide proposed deposition dates	March 11, 2016
Deadline to file opposition (no longer than 60 pages) to motion for class certification	April 22, 2016
Depositions of Defendants' expert witnesses re: class certification	May 9, 2016 - June 10, 2016
Deadline to file reply in support of motion for class certification	July 18, 2016
Class certification hearing	August 11, 2016 at 2:00 p.m. <del>August 10, 2016</del>

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1 Dated: February 12, 2016

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BY: /s/ Daniel J. Gerber  
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1 Dated: February 12, 2016

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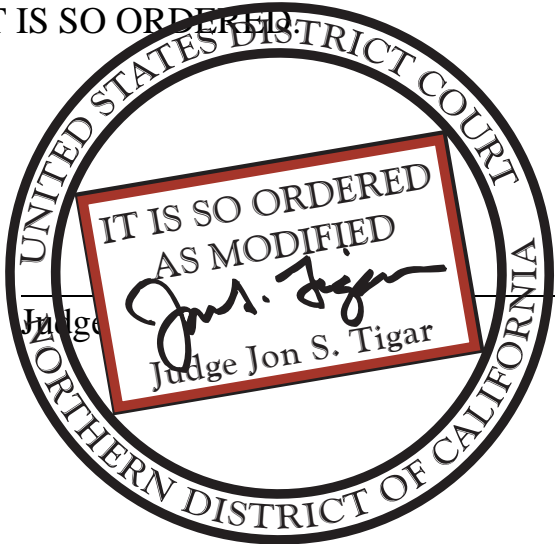
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28 *Kaufman, Patricia Kaufman, Johnny*  
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*Toni Kibbee, Brian Stone, Sara Stone, Kurt*  
*Andersen, Ericka Andersen, Jerry*  
*Kucharski, Diane Kucharski, and the*  
*Proposed Class*

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**ORDER**

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: February 16, 2016



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**CERTIFICATE OF SERVICE**

I hereby certify that on February 12, 2016, I electronically filed the foregoing document described as **STIPULATION AND ORDER TO MODIFY JUNE 8, 2015 SCHEDULING ORDER** with the Clerk of the Court using the CM/ECF System which will send notification of such filing via electronic mail to all counsel of record.

/s/ Matthew R. Orr  
Matthew R. Orr