

1 LEON GREENBERG (SBN 226253)  
 2 DANA SNIEGOCCI (SBN 261212)  
**LAW OFFICE OF LEON GREENBERG**  
 2965 South Jones Boulevard #E-4  
 3 Las Vegas, NV 89146  
 Telephone: (702) 383-6085  
 4 Facsimile: (702) 385-1827  
 Email: leongreenberg@overtimelaw.com  
 5 Email: dana@overtimelaw.com

DAVID A. LOWE (SBN 178811)  
 CHAYA M. MANDELBAUM (SBN 239084)  
 MICHELLE G. LEE (SBN 266167)  
**RUDY, EXELROD, ZIEFF & LOWE, LLP**  
 351 California Street, Suite 700  
 San Francisco, CA 94104  
 Telephone: (415) 434-9800  
 Facsimile: (415) 434-0513  
 Email: dal@rezlaw.com  
 Email: cmm@rezlaw.com  
 Email: mgl@rezlaw.com

6 BRYAN J. SCHWARTZ (SBN 209903)  
 7 ADETUNJI OLUDE SBN (264873)  
**BRYAN SCHWARTZ LAW**  
 8 1330 Broadway, Suite 1630  
 Oakland, CA 94612  
 9 Telephone: (510) 444-9300  
 Facsimile: (510) 444-9301  
 10 Email: bryan@bryanschwarzlaw.com  
 Email: adetunji@bryanschwarzlaw.com

11 *Attorneys for Plaintiffs*

12 KEITH ZAKARIN (SBN 126528)  
 13 JULIE A. VOGELZANG (SBN 174411)  
 COURTNEY L. BAIRD (SBN 234410)  
**DUANE MORRIS LLP**  
 750 B Street, Suite 2900  
 San Diego, CA 92101-4681  
 15 Telephone: (619) 744-2200  
 Facsimile: (619) 744-2201  
 16 Email: kzakar@duanemorris.com  
 17 Email: jvogelzang@duanemorris.com  
 Email: clbaird@duanemorris.com

18 *Attorneys for Defendant B&H Education, Inc.*

19 UNITED STATES DISTRICT COURT  
 20 NORTHERN DISTRICT OF CALIFORNIA

21 JACQUELINE BENJAMIN, BRYAN  
 22 GONZALEZ, and TAIWO KOYEJO, on behalf  
 of themselves and classes of those similarly  
 23 situated,

Plaintiffs,

24 vs.

25 B&H EDUCATION, INC., a corporation, dba  
 "MARINELLO SCHOOLS OF BEAUTY"; and  
 26 DOES 1 through 100,

Defendants.

Case No. CV 13-04993-VC

**JOINT STIPULATION PURSUANT TO  
 FED. R. CIV. P. 15(A)(2) REGARDING  
 FILING OF SECOND AMENDED  
 COLLECTIVE AND CLASS ACTION  
 COMPLAINT; SECOND AMENDED  
 COLLECTIVE AND CLASS ACTION  
 COMPLAINT**

Complaint Filed: October 25, 2013

/ Trial Date: Not Set

1 **STIPULATION**

2 Plaintiffs JACQUELINE BENJAMIN, PATRICIA CAULEY, BRYAN GONZALEZ,  
3 and TAIWO KOYEJO and Defendant B&H EDUCATION, INC., by and through their  
4 undersigned counsel in the above-captioned matter, hereby stipulate as follows:

5 WHEREAS, this case was initiated on October 25, 2013 when Plaintiffs filed their  
6 Complaint (ECF No. 1), and Plaintiffs filed a First Amended Collective and Class Action  
7 Complaint on April 8, 2014 (ECF No. 20);

8 WHEREAS, pursuant to Rule 15(a)(2) of the Federal Rules of Civil Procedure, a party  
9 may amend its pleading with the written consent of the opposing party;

10 WHEREAS, the Court has set a deadline for amending the pleadings or adding parties of  
11 January 16, 2015;

12 WHEREAS, Plaintiffs propose to file a Second Amended Collective and Class Action  
13 Complaint, which is attached as Exhibit A to this Stipulation;

14 WHEREAS, Defendant does not object to the filing of Plaintiffs' proposed Second  
15 Amended Collective and Class Action Complaint;

16 WHEREAS, the Parties agree that Defendant shall have thirty (30) days from the date of  
17 filing of this Stipulation to file a responsive pleading to the Second Amended Collective and  
18 Class Action Complaint.

19 IT IS HEREBY STIPULATED, by and between Plaintiffs and Defendant, through their  
20 respective counsel of record, Plaintiffs may file the proposed Second Amended Collective and  
21 Class Action Complaint, attached hereto as Exhibit A, which shall be deemed filed as of the date  
22 of filing of this Stipulation and Defendant shall file its responsive pleading to the Second  
23 Amended Collective and Class Action Complaint no later than thirty (30) days from the date of  
24 filing of this Stipulation.

25 ///

26 ///

27 ///

28 ///

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

IT IS SO STIPULATED.

DATED: January 16, 2015

/s/ Chaya M. Mandelbaum

David A. Lowe  
Chaya M. Mandelbaum  
Michelle G. Lee  
Bryan J. Schwartz  
Adetunji Olude  
Leon Greenberg  
Dana Sniegocki  
Counsel for Plaintiffs

DATED: January 16, 2015

/s/ Julie A. Vogelzang

Keith Zakarin  
Julie A. Vogelzang  
Counsel for Defendant

**ECF ATTESTATION**

Pursuant to Civil L.R. 5-1(i)(3), the filer attests that concurrence in the filing of this document has been obtained from each of the other signatories thereto.

**PURSUANT TO STIPULATION, IT IS SO ORDERED.**

Dated: January 21, 2015



Judge Vince Chhabria  
United States District Court