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10 Attorneys for Defendant,  
 11 SECURITAS SECURITY SERVICES, USA, INC.

12  
 13 UNITED STATES DISTRICT COURT  
 14 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
 15

16 MICHAEL DEATRICK, individually  
 17 and on behalf of all others similarly  
 18 situated, and as representative of the  
 State of California,

19 Plaintiff,

20 v.

21 SECURITAS SECURITY SERVICES  
 USA, INC.,

22 Defendant.  
 23  
 24

Case No.: 3:13-cv-05016-JST

**JOINT STIPULATION AND  
~~PROPOSED~~ ORDER EXTENDING  
 TIME TO FILE OPPOSITION AND  
 REPLY BRIEFS TO (1) DEFENDANT'S  
 MOTION TO ENFORCE  
 COLLECTIVE ACTION WAIVER OF  
 COVERED PLAINTIFFS PURSUANT  
 TO DISPUTE RESOLUTION  
 AGREEMENTS, AND (2)  
 DEFENDANT'S MOTION FOR  
 PARTIAL SUMMARY JUDGMENT AS  
 TO EMPLOYEES SUBJECT TO  
 COLLECTIVE BARGAINING  
 AGREEMENTS**

Date: July 16, 2015  
 Time: 2:00 p.m.  
 Courtroom: 9

1 **I. INTRODUCTION**

2 Pursuant to Civil Local Rules 6-1(b), 6-2 and 7-12, the undersigned counsel  
3 hereby jointly request an order extending the time for the parties to file their  
4 respective opposition and reply papers to (1) Defendant’s Motion to Enforce  
5 Collective Action Waiver of Covered Plaintiffs Pursuant to Dispute Resolution  
6 Agreements, and (2) Defendant’s Motion for Partial Summary Judgment as to  
7 Employees Subject to Collective Bargaining Agreements (collectively herein as the  
8 “Motions”).

9 The Motions are set for hearing on July 16, 2015.

10 **II. THE REQUESTED ORDER TO EXTEND TIME IS APPROPRIATE**

11 Pursuant to Local Rule 6-2(a), parties filing a stipulation requesting an order  
12 extending time must (1) set forth with particularity the reasons for the requested  
13 change, (2) disclose all previous time modifications in the case, whether by  
14 stipulation or Court order, and (3) describe the effect that the requested time  
15 modification would have on the schedule for the case.

16 **A. Reasons for the Requested Relief**

17 The parties participated in a private mediation on April 22, 2015. Although the  
18 parties were unable to resolve the case that day, settlement discussions have  
19 continued with the mediator’s assistance. On Friday, June 5, a mediator’s proposal  
20 was circulated with a deadline to respond on or before June 10, 2015. Defendant  
21 Securitas Security Services USA, Inc. has requested an additional 48 hours to  
22 respond, which would be the same day as the current deadline for Plaintiff to file his  
23 oppositions to the Motions. Plaintiff has agreed to extend the deadline to respond to  
24 the mediator’s proposal in exchange for Defendant’s agreement to extend, in like  
25 kind, the time Plaintiff has to file his oppositions. Defendant’s time to file its reply  
26 briefs would likewise be extended. To the extent that this matter could be settled  
27 without the need for the additional incurrence of attorneys’ fees in having to draft the  
28 oppositions to the Motions, the parties have entered into the stipulation below.

1           **B. Previous Time Modifications**

2           Pursuant to Local Rule 6-2(a)(2), no other time modifications with respect to  
3 the Motions have been previously made or requested.

4           **C. Effect on Case Schedule**

5           Pursuant to Local Rule 6-2(a)(3), the requested extension would have no effect  
6 on the case schedule other than fostering efficiency and the best interests of the  
7 parties involved. The hearing date for the Motions would remain the same.

8           **III. STIPULATION**

9           THE PARTIES HEREBY STIPULATE, by and through their respective  
10 counsel, and respectfully request that the Court modify the briefing deadlines for the  
11 Motions as follows:

- 12           • Plaintiff’s time to file and serve oppositions to the Motions is extended  
13           from June 12, 2015 to **June 16, 2015**.
- 14           • Defendant’s time to file and serve any reply briefs to the Motions is  
15           extended from June 19, 2015 to **June 23, 2015**.
- 16           • The hearing date and time on the Motions shall remain as calendared on  
17           July 16, 2015 at 2:00 p.m.

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I, Sherry B. Shavit, am the ECF User whose identification and password are being used to file this Stipulation. In compliance with Local Rule 5-1(i)(3), I attest that all other signatories listed, and on whose behalf the filing is submitted, concur in the filing's content and have authorized the filing.

**IT IS SO STIPULATED.**

Dated: June 10, 2015

LITTLER MENDELSON PC  
J. KEVIN LILLY

THARPE & HOWELL, LLP

By: /s/ Sherry B. Shavit  
SHERRY B. SHAVIT  
STUART E. COHEN  
Attorneys for Defendant,  
SECURITAS SECURITY SERVICES  
USA, INC.

Dated: June 10, 2015

PROMETHEUS PARTNERS L.L.P.

By: /s/ John R. Hurley  
JOHN R. HURLEY  
Attorneys for Plaintiffs,  
MICHAEL DEATRICK, et al.

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATED: June 10, 2015

