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7	Natural Scientishs Foods, ELC		
8	UNITED STATES	S DISTRICT COURT	
9	NORTHERN DISTRICT OF CALIFORNIA		
10	SAN FRANCISCO DIVISION		
11			
12	DENNIS BICEK, individually and on behalf	Case No. 3:13-mc-80130 RS	
13	of all other member of the general public similarly situated, and on behalf of aggrieved		
14	employees pursuant to the Private Attorney General Act ("PAGA"),	Eastern District of California Case No. 2:13-cv-00411-MCE-KJN	
15	Plaintiff,	STIPULATION AND [Proposed] ORDER TO CHANGE TIME	
16	v.	TO CHANGE TIME	
17	C&S WHOLESALE GROCERS, INC., a Vermont Corporation; TRACY LOGISTICS,	Courtroom: A -15th Floor Judge: Hon. Magistrate Judge	
18	LLC, an unknown business entity, and DOES 1-100 inclusive,	Nathanael M. Cousins	
19	Defendants.		
20			
21			
22	•	-2 and 7-12, Third-Party Natural Selection Foods,	
23	LLC, d/b/a Earthbound Farm ("Earthbound"), Plaintiff Dennis Bicek ("Plaintiff"), and		
24	Defendants C&S Wholesale Grocers, Inc. and Tracy Logistics, LLC ("Defendants") submit this		
25	Stipulation and Proposed Order to amend the briefing schedule regarding pending motions to		
26	quash a subpoena served on Earthbound by Defendants. This Stipulation and Proposed Order is		
27	supported by the Declaration of Joshua O. Mates ISO this Stipulation and Proposed Order to		
28	Change Time ("Mates Decl.").	Compare a green and Theorem 10	
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WHEREAS, on June 6, 2013, Defendants served Earthbound with a Subpoena To Produce
Documents, Information, Or Objects Or to Permit Inspection of Premises in a Civil Action (the
"Subpoena") issued from this Court, and served notice of the Subpoena on Plaintiff.

WHEREAS, Plaintiff filed an amended motion to quash the Subpoena on June 21, 2013 in this Court. (Dkt. 5) ("Amended Plaintiff Dennis Bicek's Notice of Motion and Motion to Quash Defendants' Subpoena to Earthbound Farm Organic, LLC; Memorandum of Points and Authorities in Support Thereof") ("Plaintiff's Motion").

WHEREAS, Earthbound is filing a motion to quash the Subpoena on July 3, 2013 in this Court. ("Third-Party Natural Selection Foods, LLC's Notice of Motion and Motion to Quash Defendants' Subpoena; Memorandum Of Points And Authorities In Support Thereof") ("Earthbound's Motion").

WHEREAS, Earthbound's Motion and Plaintiff's Motion concern the same Subpoena (and the same documents requested to be produced pursuant to the Subpoena), and any responses to such motions filed by Defendants, as well as any subsequent replies filed by Plaintiff and Earthbound, will concern the same Subpoena and requested documents.

WHEREAS, the Court has set deadlines with respect to Plaintiff's Motion that require responses to be filed by July 5, 2013 and replies to be filed by July 12, 2013.

WHEREAS, the Court has scheduled a date for Plaintiff's Motion to be heard on July 24, 2013 at 1:00 P.M. (Dkt. 7.)

WHEREAS, it is in the interests of judicial efficiency and reflects the best use of all parties' time for the Court to hear these matters at the same time.

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between the parties hereto, by their undersigned attorneys, that:

- 1. The briefing schedule for Defendants' responses to Plaintiff's Motion and Earthbound's Motion will be modified such that any such responses must be filed on or before July 12, 2013;
- 2. The briefing schedule for Earthbound and Plaintiff's replies to Defendants' responses, if any, will be modified such that any such replies must be filed on or before July 19, 2012; and

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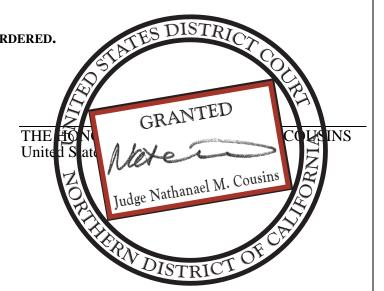
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1	3. The hearing date for Plaintiff's Motion and Earthbound's Motion will be scheduled to		
2	occur on July 31, 2013, at 1:00 p.m.		
3	IT IS SO STIPULATED.		
4 5	JOSHUA O. MATES (221068)		
6			
7	/s/ Joshua O. Mates		
8	Attorneys for Third-Party		
9			
10	Dated: July 3, 2013 LAWYERS FOR JUSTICE, PC JILL J. PARKER (274230)		
11	JILL J. I ARKER (274230)		
12	/s/ Jill J. Parker		
13	Fill I Parker (27/1230)		
14	·		
15	Dated: July 3, 2013 SEYFARTH SHAW LLP		
16	ANDREW M. MCNAUGHT (200093)		
17			
18	/s/ Andrew M. McNaught Andrew M. McNaught (209093)		
19	Attornava for Defendants		
20			
21	ATTESTATION OF FILER		
22	Pursuant to Local Rule 5-1 regarding signatures, I attest under penalty of perjury that		
23	concurrence in the filing of this document has been obtained from its signatory.		
24			
25			
26	NATHAN J. KLEINER (275881) /s/ Joshua O. Mates		
27	Joshua O. Mates Joshua O. Mates (221068) Attorneys for Third-Party		
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r I			

COOLEY LLP ATTORNEYS AT LAW SAN FRANCISCO

STIPULATION AND [PROPOSED] ORDER CASE NO. 3:13-MC-80130 RS

1 PURSUANT TO STIPULATION, IT IS SO ORDERED.
2 Dated: July ≤ , 2013
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COOLEY LLP ATTORNEYS AT LAW SAN FRANCISCO

STIPULATION AND [Proposed] ORDER CASE No. 3:13-MC-80130 RS