1 2 3 4 5 6 7 8 9	 DARYL S. LANDY, State Bar No. 136288 MORGAN, LEWIS & BOCKIUS LLP One Market, Spear Street Tower San Francisco, CA 94105-1126 Tel: 415.442.1000 Fax: 415.442.1001 Email: dlandy@morganlewis.com MICHAEL J. PUMA (admitted <i>pro hac vice</i>) ELEANOR R. FARRELL (admitted <i>pro hac vice</i>) MORGAN, LEWIS & BOCKIUS LLP 1701 Market Street Philadelphia, PA 19103 Tel: 215.963.5000 Fax: 215.963.5001 Email: mpuma@morganlewis.com <i>Counsel for Defendant The Hershey Company</i> 	 THE BRANDI LAW FIRM THOMAS J. BRANDI, SBN 53208 BRIAN J. MALLOY, SBN 234882 354 Pine Street, Third Floor San Francisco, CA 94104 Telephone: 415.989.1800; Facsimile: 415.707.2024 E-mail: tjb@brandilaw.com HOBAN & FEOLA, LLC DAVID C. FEOLA (CO Bar No. 18789) (admitted <i>pro hac vice</i>) 34523 Upper Bear Creek Road Evergreen, Colorado 80439 Telephone: 303.674.7000 Facsimile: 303.382.4685 E-mail: David @Feolalaw.com 		
10	UNITED STATES DISTRICT COURT			
11 12	NORTHERN DISTRICT OF CALIFORNIA			
12	IOSEDH DUDANI JOHN DELL JASON MEADS	Case No. 3:14-CV-01184 RS		
14	JOSEPH DURAN, JOHN BELL, JASON MEARS, VICTOR DESIMONE, CHRISTINA LEE and	STIPULATION AND [PROPOSED]		
15	SARAH CATALDO,	ORDER TO EXTEND CERTAIN		
16	Plaintiffs,	DEADLINES		
17	VS.	Hon. Richard Seeborg		
18	THE HERSHEY COMPANY,			
19	Defendant.			
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MORGAN, LEWIS & BOCKIUS LLP Attorneys at Law San Francisco		STIPULATION AND [PROPOSED] ORDER TO EXTEND CERTAIN DEADLINES CASE NO.: 3:14-CV-01184 RS		

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1	Pursuant to Civil Local Rules 6-2 and 7-12, Plaintiffs John Bell, Jason Mears, Victor				
2	DeSimone, and Christina Lee ("Plaintiffs") and Defendant The Hershey Company ("Defendant")				
3	(collectively, "Parties"), through their respective counsel of record, and subject to the approval of				
4	the Court, hereby stipulate as follows:				
5	1. WHEREAS, on June 26, 2014, the Court issued a Case Management Order setting				
6	certain deadlines (Dkt. No. 23);				
7	2. WHEREAS, on October 16, 2014 and January 1, 2015, the Court issued Orders				
8	approving the Parties' stipulations to extend the mediation deadline and certain other deadlines in				
9	this matter (Dkt. Nos. 29 & 31);				
10	3. WHEREAS, the Parties are actively engaged in discovery. The Parties have				
11	produced substantial documents, negotiated an ESI agreement, begun producing ESI pursuant to				
12	that agreement; Defendant has taken the depositions of all Plaintiffs; Defendant is in the process				
13	of responding to three additional sets of written discovery recently served by Plaintiffs that will				
14	require additional ESI searches; and the Parties are working together to schedule more than a				
15	dozen depositions of Defendant and its employees;				
16	4. WHEREAS, the Parties are currently scheduled to participate in a private				
17	mediation on April 9, 2015;				
18	5. WHEREAS, Plaintiffs have requested that the depositions of Defendant's				
19	witnesses be held after the Parties engage in mediation on April 9, 2015, in part due to an injury				
20	which has prevented one of Plaintiffs' counsel from traveling for purposes of the case;				
21	6. WHEREAS, the Parties seek an extension of the deadlines proposed below in				
22	order to facilitate the Parties' attempt to resolve this matter and conserve the resources of the				
23	Court and the Parties, as well as to provide adequate time to complete discovery in advance of				
24	summary judgment briefing and obtain a ruling on summary judgment in advance of trial and				
25	related pre-trial deadlines;				
26	7. WHEREAS, the Parties have not previously requested an extension of the trial				
27	date;				
28 28 28 29 29	2 STIPULATION AND [PROPOSED] ORDER TO EXTEND CERTAIN DEADLINES CASE NO.: 3:14-CV-01184 RS				

2 as follows:

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3	Event	Current Deadline	Proposed Deadline
4	Expert Disclosures	March 17, 2015	May 14, 2015
5	Supplemental and Rebuttal Expert Disclosures	April 7, 2015	June 4, 2015
6	Close of Fact and Expert Discovery	May 5, 2015	June 15, 2015
7	Case Management Conference	May 14, 2015	June 18, 2015
8	Deadline for Dispositive	May 28, 2015	August 6, 2015
9	Motions to Be Heard Motions <i>in Limine</i>	June 11, 2015	September 17, 2015
10	Oppositions to Motions <i>in</i>	June 18, 2015	September 24, 2015
11	<i>Limine</i> Final Pretrial Conference	June 25, 2015	October 8, 2015
12 13	Trial to Commence	July 13, 2015	November 9, 2015
13			
14	IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.		
15			
10	DATED: March 20, 2015.	MORGAN, LEWIS & B DARYL S. LANDY	OCKIUS LLP
18		MICHAEL J. PUMA	_
19		ELEANOR R. FARREL	L
20		By: /s/Michael J. Pun	
21	Michael J. Puma		
22	Attorneys for Defendant THE HERSHEY COMPANY		
23			
24			
25	DATED: March 20, 2015.	BRANDI LAW FIRM THOMAS J. BRANDI	
26		BRIAN J. MALLOY	
27			
28			STIPULATION AND [PROPOSED] ORDER TO
MORGAN, LEWIS & BOCKIUS LLP Attorneys at Law San Francisco		3	EXTEND CERTAIN DEADLINES CASE NO.: 3:14-CV-01184 RS

1	HOBAN & FEOLA, LLC		
2	DAVID C. FEOLA		
3	By: /s/ David C. Feola		
4	David C. Feola		
5	Attorneys for Plaintiffs		
6	PURSUANT TO STIPULATION, IT IS SO ORDERED.		
7			
8	DATED: 3/23/15		
9	Hon. Richard Seeborg		
10	United States District Court Judge		
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28 Morgan, Lewis & Bockius LLP Attorneys at Law San Francisco	4 STIPULATION AND [PROPOSED] ORDER TO 4 EXTEND CERTAIN DEADLINES CASE NO.: 3:14-CV-01184 RS		