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5 Attorneys for Individual and Representative
 Plaintiff Mary Dudley

7 UNITED STATES DISTRICT COURT
 8 NORTHERN DISTRICT OF CALIFORNIA

10 MARY DUDLEY, on behalf of herself and all
 others similarly situated,

11 Plaintiffs,

12 v.

13 METROPCS COMMUNICATIONS, Inc.;
 14 METROPCS WIRELESS, Inc.; T-MOBILE
 US, Inc.; and Does 1-100,

15 Defendants.

Civil Case Number: 3:14-cv-01802

CLASS ACTION

**STIPULATION AND [PROPOSED]
 ORDER TO EXTEND DEADLINE FOR
 SETTLEMENT CONFERENCE**

Complaint filed: January 17, 2014

Amended complaint filed: March 4, 2014

Trial Date: Not Set

1 WHEREAS, on September 30, 2014, the Court entered an order stating, in relevant
2 part: “The parties are ordered to participate in a settlement conference to be conducted by
3 Magistrate Judge Joseph C. Spero within 90 days, or as is convenient to his calendar.”
4 (Docket No. 36);

5 WHEREAS, the parties through counsel advised Judge Spero’s courtroom deputy on
6 October 7, 2014 that December 10, 2014 was available for setting the Settlement Conference
7 in this matter;

8 WHEREAS, on October 7, 2014, Judge Spero entered an order setting a Settlement
9 Conference for December 10, 2014 (Docket No. 37);

10 WHEREAS, on October 14, 2014, the Court entered a Case Management Order
11 (Docket Nos. 40), approving with modifications the parties’ stipulated briefing and hearing
12 schedule on Defendants’ Motion to Dismiss Plaintiff’s Second Amended Complaint (“SAC”);
13 and Defendant’s Motion to Strike the putative class allegations in Plaintiff’s SAC’

14 WHEREAS, by the October 31, 2014 deadline set forth in the Court’s Case
15 Management Order, Defendants filed their Motion to Dismiss Plaintiff’s Second Amended
16 Complaint; and their Motion to Strike the Class Allegations therein, on the grounds of lack of
17 numerosity (Docket Nos. 42 and 43);

18 WHEREAS, Defendants supported their Motion to Strike with the Declaration of
19 Hope Norris (“Norris Decl.”) (Docket No. 43-1);

20 WHEREAS Defendants have otherwise responded to Plaintiff’s initial written
21 discovery;

22 WHEREAS, Plaintiff has recently served or intends to serve additional discovery
23 regarding the matters stated in the Norris Declaration, including deposition notices and written
24 discovery;

25 WHEREAS, the parties are the process of meeting-and-conferring regarding Plaintiff’s
26 additional discovery, keeping in mind the following statement in the Court’s order of August
27 8, 2014: “[D]iscovery may go forward at this time on the breach of contract claim, as well as on
28 class certification. However, because Dudley has made no showing that she could proceed on

1 behalf of customers who did not opt out of the arbitration agreement, she is not entitled to
2 discovery about those customers at this stage, with the possible exception of limited, reasonable
3 discovery designed to explore whether all customers who properly sought to opt out of the
4 arbitration agreement were determined by the defendants to have successfully opted out.” (Docket
5 No. 33);

6 WHEREAS, Plaintiff believes that her further discovery will maximize the
7 productivity of an early settlement conference, but the depositions and responses to such
8 discovery will not occur before the current date of the Settlement Conference of December 10,
9 2014;

10 WHEREAS, Defendants have only recently received Plaintiff’s proposed discovery,
11 but are reviewing same and reserve all rights pending that review;

12 WHEREAS, Defendants remain prepared to participate in full at the Settlement
13 Conference as originally scheduled for December 10, 2014;

14 WHEREAS, Defendants also recognize that the Settlement Conference may not be
15 productive given Plaintiff’s views that the Settlement Conference should proceed only after
16 further written discovery and one or more depositions;

17 WHEREAS, Judge Spero and the parties are available for a settlement conference on
18 January 26, 2015.

19 THEREFORE, IT IS HEREBY STIPULATED by the parties through their respective
20 counsel as follows:

- 21 1. The deadline for the settlement conference shall be continued until January 27,
22 2015.
- 23 2. The deadlines set forth in the Court’s Case Management Order (Docket No. 40)
24 shall remain unchanged.

25 IT IS SO STIPULATED.

26 Dated: December 2, 2014

THE TIDRICK LAW FIRM

27 /s/ Steven G. Tidrick

28 STEVEN G. TIDRICK

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Attorneys for Plaintiff
MARY DUDLEY

Dated: December 2, 2014

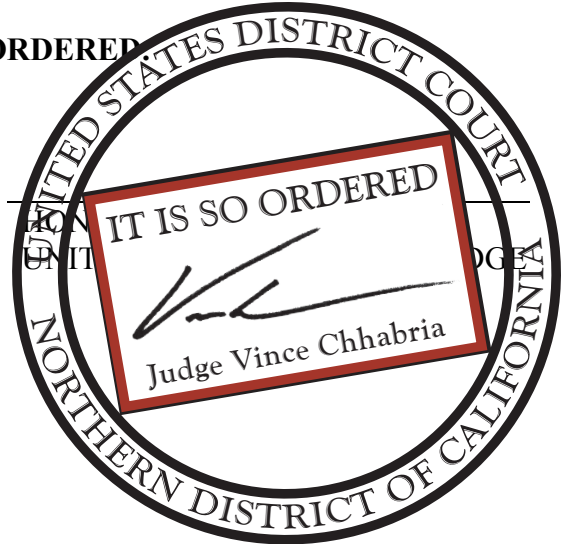
DRINKER BIDDLE & REATH LLP

/s/ Michael J. Stortz

Attorneys for Defendants
METROPCS COMMUNICATIONS, INC.;
METROPCS WIRELESS, INC.; and
T-MOBILE US, INC

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: December 3, 2014



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Attestation Pursuant to Civil Local Rule 5-1(i)

Pursuant to Civil Local Rule 5-1(i), I, Steven G. Tidrick, hereby attest that I have obtained concurrence in the filing of this document from the other signatory to this document.

I declare under penalty of perjury that the foregoing is true and correct. Executed this 2nd day of December, 2014.

/s/ Steven G. Tidrick _____
STEVEN G. TIDRICK
Attorneys for Plaintiff
MARY DUDLEY