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9 Attorneys for Plaintiffs and the proposed Class

11 **UNITED STATES DISTRICT COURT**
12 **NORTHERN DISTRICT OF CALIFORNIA**

13 JOAN AMBROSIO, JANE LACAP, KEITH
14 SWICK, BILL CHAN, COSMIN BANU,
15 SHAHID RAHMATULLAH, DANA
16 ROGERS, TONY TRINH, CHRISTIAN
HALLORAN, NOVELETT WITT, ART
17 BAIMKIN, ANGELITO MUYOT JR.,
JASON RUIZ, KESHAV KAMATH, PEET
SAPSIN, and ALICIA ERBY

18 Plaintiffs,

19 v.

21 COGENT COMMUNICATIONS, INC.,

22 Defendant.

CLASS AND COLLECTIVE ACTION

Case No 3:14-cv-02182-RS

**STIPULATION TO CONTINUE
MOTION FOR CLASS
CERTIFICATION AND
COLLECTIVE ACTION BRIEFING
AND HEARING SCHEDULE;
[PROPOSED] ORDER**

STIPULATION

1
2 Plaintiffs Joan Ambrosio et al. (“Plaintiffs”) and Defendant Cogent Communications,
3 Inc. (“Defendant”)(collectively, the “Parties”), through their counsel, hereby stipulate and agree
4 that:

5 WHEREAS the parties have engaged in significant discovery to date;

6 WHEREAS the parties continue to exchange documents responsive to various discovery
7 requests, and continue to meet and confer to resolve disputes with respect to some of those
8 requests;

9 WHEREAS the parties continue to take depositions relevant to the class certification,
10 some of which have been delayed due to scheduling matters but will take place over the next
11 four to eight weeks;

12 WHEREAS, due to the above, the Parties respectfully request that the Court continue to
13 briefing and hearing schedule as detailed below;

14 WHEREAS, the Parties also propose that the Court continue the Case Management
15 Conference, currently set for August 20, 2015, to the same date as the hearing on Plaintiffs’
16 motion.

17 NOW, THEREFORE, the Parties, through their respective counsel, hereby stipulate,
18 subject to the approval of the Court, to the following schedule:

19 July 24, 2015	Plaintiffs’ Motion for Class/Collective Certification
20 August 14, 2015	Defendant’s Opposition
21 September 4, 2015	Plaintiffs’ Reply
22 September 24, 2015, 1:30 pm	Hearing/Case Management Conference

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Dated: May 22, 2015

DUCKWORTH PETERS LEBOWITZ OLIVIER LLP

By: /s/ Monique Olivier
Monique Olivier
Attorneys for Plaintiffs

Dated: May 22, 2015

HAYNES & BOONE, LLP

By: /s/ Tamara I. Devitt*
Tamara I. Devitt
Attorneys for Defendant

*I, Monique Olivier, attest that Tamara Devitt has concurred in the filing of this document.
(L.R. 5-1(i).)

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~~PROPOSED~~ ORDER

PURSUANT TO STIPULATION, the following revised schedule for Plaintiffs' Class and Collective Certification Motion is:

July 24, 2015	Plaintiffs' Motion for Class/Collective Certification
August 14, 2015	Defendant's Opposition
September 4, 2015	Plaintiffs' Reply
September 24, 2015, 1:30 pm	Hearing/Case Management Conference

IT IS SO ORDERED.

Dated: 5/28/15



Richard Seeborg, Judge
United States District Court