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9 Attorneys for Plaintiffs and the proposed Class

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

14 JOAN AMBROSIO, JANE LACAP, KEITH
SWICK, BILL CHAN, COSMIN BANU,
15 SHAHID RAHMATULLAH, DANA
ROGERS, TONY TRINH, CHRISTIAN
16 HALLORAN, NOVELETT WITT, ART
BAIMKIN, ANGELITO MUYOT JR.,
17 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;
ORDER**

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STIPULATION

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

WHEREAS the Parties have engaged in significant discovery to date;

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

WHEREAS the Parties continue to take depositions relevant to the class certification, some of which have been delayed due to scheduling matters but will take place over the next two weeks;

WHEREAS, due to the above, the Parties respectfully request that the Court continue the briefing and hearing schedule as detailed below which represents a five-week continuance of all dates from the current schedule;

WHEREAS, the Parties also propose that the Court continue the Case Management Conference, currently set for October 22, 2015, to the same date as the hearing on Plaintiffs’ motion.

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

August 28, 2015	Plaintiffs’ Motion for Class/Collective Certification
October 2, 2015	Defendant’s Opposition
October 30, 2015	Plaintiffs’ Reply
November 18, 2015, 1:30 pm	Hearing/Case Management Conference

Dated: July 17, 2015 DUCKWORTH PETERS LEBOWITZ OLIVIER LLP

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

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Dated: July 17, 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).)

ORDER (MODIFIED)

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

August 28, 2015	Plaintiffs' Motion for Class/Collective Certification
October 2, 2015	Defendant's Opposition
October 30, 2015	Plaintiffs' Reply
November 19, 2015, 1:30 pm	Hearing/Case Management Conference

IT IS SO ORDERED.

Dated July 20, 2015



Richard Seeborg, Judge
United States District Court

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