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UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION

DIGBY ADLER GROUP, LLC, dba
 BANDAGO LLC, and BENJAMIN ROBLES,
 an individual, on behalf of themselves and all
 others similarly situated,
 Plaintiffs,
 v.
 MERCEDES-BENZ U.S.A., LLC,
 Defendant.

Case No. 3:14-cv-02349 TEH
**STIPULATION EXTENDING
 MERCEDES-BENZ USA'S TIME TO
 RESPOND TO FOURTH AMENDED
 COMPLAINT AND CONTINUING CASE
 MANAGEMENT CONFERENCE;
 DECLARATION OF TROY YOSHINO IN
 SUPPORT**

1 By and through their attorneys of record, plaintiffs Digby Adler Group LLC and Benjamin
2 Robles (“Plaintiffs”), on behalf of themselves and all others similarly situated, and defendant
3 Mercedes-Benz USA, LLC (“MBUSA”) stipulate and agree as follows:

4 1. On April 14, 2014, Plaintiff Digby Adler filed this putative class action in San
5 Francisco County Superior Court. MBUSA was served with the summons and complaint on April
6 21, 2014. On May 21, 2014, MBUSA removed the case from San Francisco County Superior
7 Court to this Court on the basis of diversity jurisdiction under 28 U.S.C. §§ 1331(a)(1) and
8 1331(d)(2)(A).

9 2. On April 28, 2015, Plaintiff Digby Adler filed a Third Amended Complaint
10 (“TAC”) [Dkt. 41]. On May 26, 2015, MBUSA filed a motion to dismiss the TAC [Dkt. 46].
11 Plaintiffs filed a response on June 16, 2015 [Dkt. 50]. On September 1, 2015, the Court ruled on
12 MBUSA’s motion to dismiss the TAC, granting the motion in part and dismissing it in part [Dkt.
13 53].

14 3. On September 15, 2015, the Court granted the Parties’ request to extend MBUSA’s
15 deadline to file its answer to the TAC until December 14, 2015 [Dkt. 56].

16 4. On December 11, 2015, the Parties filed a stipulation permitting Plaintiffs to file a
17 Fourth Amended Complaint (“FAC”) and requesting an extension of MBUSA’s time to respond
18 until 30 days after service of the FAC [Dkt. 58]. Plaintiffs filed and served the FAC on December
19 14, 2015 [Dkt. 59].

20 5. On December 15, 2015, the Court granted the Parties’ request to extend MBUSA’s
21 deadline to file its answer to the FAC until January 13, 2016 [Dkt. 60].

22 6. The parties continue to make progress in resolving this case, and believe that it
23 would conserve resources and enhance judicial efficiency to devote their attention to these efforts
24 in the immediate future instead of preparing adversarial filings. Accordingly, counsel for the
25 Parties have met and conferred and agree that MBUSA shall have until March 14, 2016 to file its
26 response to the FAC.

27 7. A Case Management Conference is scheduled in this case for January 25, 2016.
28 For the reasons stated above, the Parties agree that the Case Management Conference should be

1 continued until March 21, 2016.

2 8. There are no other scheduled matters in this case. The requested time modification
3 would have no effect on the schedule for the case other than as described herein.

4 IT IS SO STIPULATED.

5 Dated: January 7, 2016

Respectfully submitted,

6 CARROLL, BURDICK & McDONOUGH LLP

7
8 By /s/ Troy Yoshino

9 Troy M. Yoshino
10 Attorneys for Defendant
11 MERCEDES-BENZ USA, LLC

12 Dated: January 7, 2016

Respectfully submitted,

13 THE VEEN FIRM, P.C.
14 CHAVEZ & GERTLER LLP

15
16 By /s/ Dan Gildor


17 Dan L. Gildor
18 Attorneys for Plaintiff and the Proposed Class and
19 Subclasses

20 **L.R. 5-1(i)(3) Certification**

21 Pursuant to Local Rule 5-1(i)(3), the filer of the document attests that concurrence in the filing of
22 the document has been obtained from each of the other Signatories

23 **PURSUANT TO STIPULATION, IT IS SO ORDERED**

24
25
26 Dated: 01/11/2016

27 By: 
28 Thelton E. Henderson
United States District Judge