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10 Attorneys for Defendant
 KELLY SERVICES, INC.

11 UNITED STATES DISTRICT COURT
 12 NORTHERN DISTRICT OF CALIFORNIA

13 LASANDRA HILLSON, STEVEN BOHLER,)
 14 and ASHLEY SCHMIDT, individually and as)
 representatives of the class,)
 15 Plaintiffs,)
 16 v.)
 17 KELLY SERVICES, INC.,)
 18 Defendant.)
 19)
 20)

Case No. 3:14-cv-03256-VC
STIPULATION AND [PROPOSED]
ORDER TO CONTINUE CASE
MANAGEMENT CONFERENCE
 Judge: Honorable Vince Chhabria
 Dept.: 4
 First Amended Complaint Filed:
 August 19, 2014

1 **STIPULATION**

2 WHEREAS Defendant recently identified documents executed between the Parties that may
3 affect the venue for this action;

4 WHEREAS Counsel are meeting-and-conferring regarding the issue of venue, and may soon
5 reach agreement to transfer this action to the Eastern District of Michigan;

6 WHEREAS the resources of this Court and the Parties are better conserved by allowing the
7 Parties to continue to meet-and-confer and attempt to reach agreement on venue prior to having a
8 Case Management Conference before this Court;

9 NOW, THEREFORE, pursuant to Civil L.R. 6-2, the Parties are stipulating to continue the
10 Case Management Conference in this action currently scheduled for October 21, 2014 to October 28,
11 2014, at 10:00 a.m., and the associated deadlines for filing a Joint Case Management Conference
12 Statement and Initial Disclosures from October 14, 2014, to October 21, 2014. In support of this
13 Stipulation, and pursuant to Civil L.R. 6-2, the Parties concurrently submit the Declaration of Laura
14 J. Maechtlen.

15 Stipulated and respectfully submitted,

16 DATED: October 14, 2014

NICHOLS KASTER, LLP

17
18 By: /s/ Daniel C. Bryden
19 Daniel C. Bryden (*pro hac vice*)
Matthew C. Helland

20 Attorneys for Plaintiffs
21 LASANDRA HILLSON, STEVEN BOHLER, and
22 ASHLEY SCHMIDT, individually and as
representatives of a class

23 DATED: October 14, 2014

SEYFARTH SHAW LLP


24
25 By: /s/ Laura J. Maechtlen
26 Gerald L. Maatman, Jr. (*pro hac vice forthcoming*)
27 Pamela Q. Devata (*pro hac vice forthcoming*)
Laura J. Maechtlen

28 Attorneys for Defendant
KELLY SERVICES, INC.

1 **~~PROPOSED~~ ORDER GRANTING STIPULATION**

2
3 PURSUANT TO STIPULATION, IT IS SO ORDERED.

4
5 Date: October 15, 2014



6 Hon. Vince Chhabria

7
8 **CONSENT TO ELECTRONIC FILING**

9 Pursuant to General Order 45, paragraph X.B., I hereby attest that Daniel C. Bryden, a
10 registered ECF user whose user ID and password will not be utilized in the filing of the Stipulation
11 and [Proposed] Order to Continue Case Management Conference, concurred in the filing.

12 DATED: October 14, 2014

SEYFARTH SHAW LLP

13
14
15 By: /s/ **Laura J. Maechtlen**
16 Gerald L. Maatman, Jr. (*pro hac vice pending*)
17 Pamela Q. Devata (*pro hac vice pending*)
18 Laura J. Maechtlen

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Attorneys for Defendant
KELLY SERVICES, INC.

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10 Attorneys for Defendant
KELLY SERVICES, INC.

11 UNITED STATES DISTRICT COURT
12 NORTHERN DISTRICT OF CALIFORNIA

13 LASANDRA HILLSON, STEVEN BOHLER,) Case No. 3:14-cv-03256-VC
14 and ASHLEY SCHMIDT, individually and as)
representatives of the class,)
15 Plaintiffs,) **DECLARATION OF LAURA J.**
16 v.) **MAECHTLEN IN SUPPORT OF**
KELLY SERVICES, INC.,) **STIPULATION AND [PROPOSED]**
17 Defendant.) **ORDER TO CONTINUE CASE**
18) **MANAGEMENT CONFERENCE**
19) Judge: Honorable Vince Chhabria
20) Dept.: 4
21)
22) First Amended Complaint Filed:
23) August 19, 2014
24)
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28)

1 I, Laura J. Maehtlen, declare:

2 1. I am an attorney licensed to practice before the courts of the State of California. I am
3 a partner in the law firm of Seyfarth Shaw LLP, attorneys of record for Defendant Kelly Services,
4 Inc. (“Defendant” or “Kelly”). I make this declaration in support of the Parties’ Stipulation to
5 Continue Case Management Conference. I have personal knowledge of the facts set forth in this
6 declaration, and if called as a witness, I could and would testify to the truth of these facts.

7 2. On Friday, October 10, 2014, in preparation for the upcoming Case Management
8 Conference and in anticipation of discovery in this matter, my team discovered documents executed
9 between the Plaintiffs and Defendant regarding a choice of forum provision. This provision would
10 require “any dispute[]” between the Plaintiffs and Defendant to “be brought only in the State of
11 Michigan Courts of appropriate venue, or the United States District Court sitting in Michigan,” and
12 provides the signatory’s “consent to and submi[ssion] . . . to the jurisdiction of such Courts.” We
13 have found executed copies of these documents for two of the three named Plaintiffs, and believe a
14 copy also exists for the third named Plaintiff, and are searching for that document now.

15 3. On Monday, October 13, 2014, I informed Michelle Drake, counsel for Plaintiffs, that
16 we had found these documents and believed Defendant has a basis to seek transfer to the Eastern
17 District of Michigan.

18 4. Counsel for Plaintiffs and I agreed that we should continue to meet-and-confer on this
19 issue to determine whether the Parties can stipulate to a transfer to the Eastern District of Michigan.

20 5. The Parties anticipate that they will be able to determine within one week whether
21 they will agree to transfer the action, or if there will be motion practice on this issue.

22 6. Because there is a possibility that the Parties may agree to transfer this action to the
23 Eastern District of Michigan, the Parties believe that their resources, as well as the resources of this
24 Court, are better conserved by continuing by one week the upcoming Case Management Conference
25 currently scheduled for October 21, 2014, and the associated deadlines for a Joint Case Management
26 Conference Statement and Initial Disclosures, currently due on October 14, 2014.

1 I declare under penalty of perjury under the laws of the state of California that the foregoing is
2 true and correct. Executed on October 14, 2014 in San Francisco, California.

3
4 DATED: October 14, 2014

SEYFARTH SHAW LLP

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6 By: /s/ *Laura J. Maechtlen*
7 Gerald L. Maatman, Jr. (*pro hac vice pending*)
8 Pamela Q. Devata (*pro hac vice pending*)
9 Laura J. Maechtlen

10 Attorneys for Defendant
11 KELLY SERVICES, INC.
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