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7 8	Attorneys for Defendants YELP INC., JEREMY STOPPELMAN, ROB KRO GEOFFREY DONAKER	LIK and		
9				
10	UNITED STATES DISTRICT COURT			
11	NORTHERN DISTRICT OF CALIFORNIA			
12				
13	JOSEPH CURRY, Individually and on Behalf of	Case No. 3:14-cv-03547		
14	All Others Similarly Situated,	CLASS ACTION		
15	Plaintiff,			
16	vs.	STIPULATION AND [PROPOSED]		
17	YELP INC., JEREMY STOPPELMAN, ROB	ORDER TO ESTABLISH SCHEDULE FOR BRIEFING ON DEFENDANTS'		
18	KROLIK and GEOFFREY DONAKER,	MOTION TO DISMISS THE FIRST AMENDED CLASS ACTION		
19	Defendants.	COMPLAINT AND TO RESET INITIAL CASE MANAGEMENT		
20		CONFERENCE		
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STIP AND [PROP] ORDER TO ESTABLISH SCHEDULE FOR BRIEFING ON DEFENDANTS' ANTICIPATED MTD AND TO RESET INITIAL CMC				

1	WHEREAS, on January 5, 2015, Plaintiffs filed their Consolidated Class Action	
2	Complaint (Dkt. No. 33);	
3	WHEREAS, on February 6, 2015, Defendants filed a Motion to Dismiss the Consolidated	
4	Class Action Complaint (Dkt. No. 34);	
5	WHEREAS, on April 21, 2015, the Court granted Defendants' Motion to Dismiss the	
6	Consolidated Class Action Complaint, and gave Plaintiffs leave to amend their complaint on or	
7	before May 21, 2015 (Dkt. No. 48);	
8	WHEREAS, on April 23, 2015 the Court set the Initial Case Management Conference for	
9	August 26, 2015 (Dkt. No. 49);	
10	WHEREAS, on May 21, 2015, Plaintiffs' filed their First Amended Class Action	
11	Complaint (Dkt. No. 55);	
12	WHEREAS, Defendants intend to file a motion to dismiss the First Amended Complaint;	
13	WHEREAS, the parties have met and conferred concerning a briefing and hearing	
14	schedule that takes into account scheduling conflicts of counsel, personal medical issues and	
15	planned summer vacations; and	
16	WHEREAS, the parties agree that the in light of the foregoing concerns the interest of	
17	judicial efficiency, administration of justice and conservation of judicial and private resources	
18	would be best served by establishing a schedule for briefing on Defendants' motion to dismiss	
19	and to defer the initial case management conference and related deadlines (including ADR	
20	deadlines) until the Court has ruled on Defendants' motion to dismiss.	
21	NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, SUBJECT	
22	TO APPROVAL BY THIS COURT, by the parties through their respective counsel of record,	
23	as follows:	
24	1. Defendants shall file and serve their motion to dismiss the First Amended	
25	Complaint on or before June 26, 2015;	
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	STIP AND [PROP] ORDER TO ESTABLISH SCHEDULE FOR BRIEFING ON CASE NO. 3:14-cv-03547 DEFENDANTS' ANTICIPATED MTD AND TO RESET INITIAL CMC	

1	2. Plaintiffs shall file and serve their opposition to defendants' motion to dismiss on	
2	or before July 31, 2015;	
3	3. Defendants shall file and serve their reply in support of their motion to dismiss on	
4	or before August 21, 2015;	
5	4. The hearing on Defendants' motion to dismiss shall be set for September 10, 2015,	
6	at 2:00 p.m.;	
7	5. The case management conference presently scheduled in the above-captioned	
8	action for August 26, 2015, along with any associated deadlines under the Federal Rules of Civil	
9	Procedure and Local Rules (including ADR deadlines), shall be vacated, and reset to a date after	
10	the Court rules on Defendants' anticipated motion to dismiss the consolidated complaint;	
11	6. The parties have sought (and received) one other extension of time in this action in	
12	connection with the time for Defendants to respond to the initial class action complaint until after	
13	a lead plaintiffs was appointed and given the opportunity to file a consolidated complaint. (Dkt.	
14	No. 8). The parties have not sought any other extensions of time related to the First Amended	
15	Complaint; and	
16	7. The parties do not seek to reset these dates for the purpose of delay. The proposed	
17	new dates will not have an effect on any pre-trial and trial dates as the Court has yet to schedule	
18	these dates.	
19	SO STIPULATED.	
20		
21	DATED: May, 2014/s/ Gilbert R. Serota GILBERT R. SEROTA	
22	Arnold & Porter LLP Counsel for Defendants	
23	Counsel for Defendants	
24	DATED: May, 2014 /s/ Shawn Williams	
25	SHAWN WILLIAMS ROBINS GELLER RUDMAN & DOWD LLP	
26	Counsel for Plaintiff Joseph Curry	
	STIP AND [PROP] ORDER TO ESTABLISH SCHEDULE FOR BRIEFING ON CASE NO. 3:14-cv-03547 DEFENDANTS' ANTICIPATED MTD AND TO RESET INITIAL CMC	

1	Certificate Pursuant to Local Rule 5-1(i)(3)	
2	I, Gilbert R. Serota, am the ECF User whose identification and password are being used to	
3	file this Stipulation and [Proposed] Order To Establish Schedule for Briefing on Defendants'	
4	Anticipated Motion To Dismiss the First Amended Class Action Complaint and To Reset Initial	
5	Case Management Conference. In compliance with Local Rule 5-1(i)(3), I hereby attest that	
6	counsel for defendants, Shawn A. Williams concurs in this filing.	
7		
8	DATED: May, 2014/s/ Gilbert R. Serota	
9	GILBERT R. SEROTA	
10	* * *	
11	ORDER	
12		
13	Based on the stipulation of the parties, and good cause appearing therefore, IT IS	
14	HEREBY ORDERED that the Stipulation is approved.	
15	PURSUANT TO STIPULATION, IT IS SO ORDERED.	
16	Que trian	
17	DATED: May 29, 2015	
18	Umted States District Judge	
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	STIP AND [PROP] ORDER TO ESTABLISH SCHEDULE FOR BRIEFING ON CASE NO. 3:14-cv-03547 DEFENDANTS' ANTICIPATED MTD AND TO RESET INITIAL CMC	