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11 *Attorney for Defendant Bayer HealthCare, LLC*

12 [Additional Counsel Listed on Signature Page]

13 **UNITED STATES DISTRICT COURT**  
 14 **NORTHERN DISTRICT OF CALIFORNIA**

15 LIZA GERSHMAN, On Behalf of Herself and )  
 All Others Similarly Situated, )

Case No. **3:14-cv-05332-HSG**

16 Plaintiffs, )

**JOINT STIPULATION AND ORDER TO AMEND SCHEDULING ORDER**

17 v. )

**Judge: Hon. Haywood S. Gilliam, Jr.**

18 BAYER HEALTHCARE, LLC. a Delaware )  
 Limited Liability Company, )

19 Defendant. )  
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1 Plaintiff Liza Gershman (“Plaintiff”) and Defendant Bayer HealthCare, LLC (“Defendant”)  
2 (collectively, the “Parties”), by and through their undersigned counsel, stipulate as follows:

3 WHEREAS, the Court entered a Scheduling Order on June 5, 2015 (Doc. 61), setting  
4 certain deadlines in the case, including deadlines for the class certification submissions and a class  
5 certification hearing;

6 WHEREAS, the discovery process in this case has been ongoing but at a slower pace than  
7 initially expected, in part as a result of the time necessary to undertake and complete the electronic  
8 document review;

9 WHEREAS, the Parties believe that additional time (approximately three months) is  
10 necessary to complete Defendant’s document production, to allow Plaintiffs to review the  
11 production in its entirety, and for both Parties to prepare for and take depositions of witnesses  
12 (including the plaintiffs) for purposes of supporting and opposing class certification;

13 WHEREAS, the Parties agree that because additional time is needed for purposes of  
14 addressing class certification, adjustments are needed to the deadlines set forth in the Court’s June  
15 5, 2015 Scheduling Order;

16 WHEREAS, the Parties met and conferred, and have agreed to a 90-day extension  
17 regarding class certification and related deadlines.

18 **IT IS HEREBY STIPULATED by the Parties, by and through their counsel, subject**  
19 **to the Court’s approval**, that the Scheduling Order dated June 5, 2015 be amended as follows:

20

Event	Date
Deadline to File Motion for Class Certification	March 9, 2016
Deadline to File Opposition to Motion for Class Certification	May 11, 2016
Deadline to File Reply in Support of Motion for Class Certification	June 22, 2016
Last Day to Hear Motion for Class Certification	July 18, 2016

25 Dated: December 3, 2015

BONNETT, FAIRBOURN, FRIEDMAN &  
BALINT, P.C.

26  
27 By: /s/ Patricia N. Syverson  
Elaine A. Ryan (*Admitted Pro Hac Vice*)  
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*Attorneys for Plaintiff Liza Gershman*

Dated: December 3, 2015

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*Counsel for Defendant Bayer HealthCare, LLC*

**PURSUANT TO STIPULATION, IT IS SO ORDERED EXCEPT THAT THE LAST DAY TO HEAR MOTION FOR CLASS CERTIFICATION IS JULY 21, 2016.**

Dated: December 4, 2015

  
Hon. Haywood S. Gilliam, Jr.

1 **CERTIFICATION OF APPROVAL OF CONTENT**

2 Counsel for Plaintiff, Patricia Syverson, certifies that, pursuant to Section 2.f.4 of the  
3 Court's CM/ECF Administrative Policies, Defendant's Counsel, Kara McCall, has reviewed the  
4 contents of the foregoing, and authorized placement of her electronic signature on this document.

5 DATED: December 3, 2015

BONNETT, FAIRBOURN, FRIEDMAN &  
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7 By: /s/ Patricia N. Syverson  
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**CERTIFICATE OF SERVICE**

The undersigned certifies that on December 3, 2015, a true and correct copy of the following document was electronically filed and served on all counsel of record who are deemed to have consented to electronic service via the Court’s CM-ECF system:

**JOINT STIPULATION AND [PROPOSED] ORDER TO AMEND SCHEDULING ORDER**

Pursuant to the CM/ECF system, registration as a CM/ECF user constitutes consent to electronic service through the Court’s transmission facilities. Any other counsel of record will be served by electronic mail and U.S. mail.

/s/ Patricia N. Syverson  
Patricia N. Syverson  
*Counsel for Plaintiff*