

1 Andra Barmash Greene (CSB# 123931)
 agreene@irell.com
 2 A. Matthew Ashley (CSB# 198235)
 mashley@irell.com
 3 **IRELL & MANELLA LLP**
 4 840 Newport Center Drive, Suite 400
 Newport Beach, California 92660
 5 Tel: (949) 760-0991
 Fax: (949) 760-5200
 6

7 *Attorneys for Defendants, Uber Technologies Inc., et al.*

8 Tina Wolfson (CSB# 174806)
 twolfson@ahdootwolfson.com
 9 Robert Ahdoot (CSB# 172098)
 rahdoot@ahdootwolfson.com
 10 **AHDOOT & WOLFSON, PC**
 1016 Palm Avenue
 11 West Hollywood, California 90069
 Tel: (310) 474-9111
 12 Fax: (310) 474-8585

13 *Attorneys for Plaintiffs, Byron McKnight, et al.*

14
 15 **UNITED STATES DISTRICT COURT**
 16 **NORTHERN DISTRICT OF CALIFORNIA**

17
 18 BYRON MCKNIGHT, JULIAN MENA, TODD
 SCHREIBER, NATE COOLIDGE, and
 19 ERNESTO MEJIA, individually and on behalf of
 all others similarly situated,

20 Plaintiffs,

21 vs.

22 UBER TECHNOLOGIES, INC., a Delaware
 Corporation, and RASIER, LLC, a Delaware
 23 Limited Liability Company,

24 Defendants.

Case No. 3:14-cv-05615-JST

HON. JON S. TIGAR

**JOINT STIPULATION AND ~~PROPOSED~~
 ORDER EXTENDING PRELIMINARY
 APPROVAL DEADLINES BY ONE WEEK**

1 **TO THE HONORABLE COURT AND THE CLERK OF THE COURT:**

2 Pursuant to Civil Local Rule 6-2, Plaintiffs Julian Mena, Todd Schreiber, Nate Coolidge, Ernesto
3 Mejia, and Byron McKnight (collectively, “Plaintiffs”) and Defendants Uber Technologies, Inc. and
4 Rasier, LLC (collectively “Defendants”) (collectively with Plaintiffs, the “Parties”) respectfully request
5 that this Court extend the deadlines set forth in the April 25, 2017 Scheduling Order by one week to
6 allow the Parties to complete their updates and revisions to the settlement documents.

7 The Parties have agreed to a new class definition, a new method of allocating the settlement
8 between class members, and a new process for class members to receive their share of the settlement,
9 each of which requires careful revision to the settlement documents. In addition, the Parties have
10 reached a new agreement with a settlement administrator that will reduce administrative and distribution
11 costs to the class by several hundred thousand dollars, but need to update the settlement documents to
12 reflect that new process. Plaintiffs also need additional time to map the damages analysis in their
13 preliminary approval motion to the new class size and the revised calculations based on the settlement
14 structure and administrative cost changes. The Parties thus seek one additional week to ensure that they
15 can fully implement the agreed upon changes in the settlement documents.

16 By and through their respective counsel of record, the Parties hereby stipulate and request that
17 the Court enter an Order as follows:

18 WHEREAS, Plaintiffs commenced this action on January 6, 2015 [Dkt. 1];

19 WHEREAS, on February 11, 2016, Plaintiffs filed a Motion for Preliminary Approval of Class
20 Action Settlement (herein the “Motion”) [Dkt. 75-4];

21 WHEREAS, on August 30, 2016, the Court issued its Order Denying Motion For Preliminary
22 Approval Of Class Action Settlement (herein the “Denial Order”) [Dkt. 98];

23 WHEREAS, since the date of the Denial Order, the Parties have engaged in multiple mediation
24 and settlement sessions;

25 WHEREAS, the Parties attended a settlement conference before the Honorable Chief Magistrate
26 Judge Joseph C. Spero on March 7, 2017;

27 WHEREAS, the Court entered a Scheduling Order on April 25, 2017 that set a May 25, 2017
28 deadline for Plaintiffs’ motion for preliminary approval of settlement, a June 8, 2017 deadline for

1 Defendants' memorandum in support of preliminary approval, and a June 29, 2017 date for the
2 preliminary approval hearing [Dkt. 121];

3 WHEREAS, the Parties have agreed to, *inter alia*, a new class definition and a new method of
4 allocating settlement payments among class members, both of which change the structure of the
5 settlement and require extensive revisions to the settlement documents;

6 WHEREAS, the Parties have negotiated a new process for class members to receive their share
7 of the settlement, and have reached an agreement with a settlement administrator that will reduce
8 administrative and distribution costs to the class by several hundred thousand dollars, but need to update
9 the settlement documents to reflect that new process;

10 WHEREAS, Plaintiffs need additional time to map the damages analysis in their preliminary
11 approval motion to the new class size and the revised calculations based on the settlement structure and
12 administrative cost changes;

13 WHEREAS, the Parties would greatly benefit from an additional week to fully implement the
14 above revisions in the settlement documents; and

15 WHEREAS, no trial date has been set for this case;

16 **NOW THEREFORE**, in consideration of the foregoing, the Parties, by and through their
17 undersigned counsel, hereby stipulate, agree subject to Court approval, and request that the Court enter
18 an Order extending the deadlines in the April 25, 2017 Scheduling Order by one week, as set forth in the
19 accompanying Proposed Order.

1 **IT IS SO STIPULATED.**

2 Dated: May 23, 2017

AHDOOT & WOLFSON, PC

3
4 By: /s/ Robert Ahdoot

5 Robert Ahdoot

6 *Counsel for Plaintiffs Julian Mena, Todd Schreiber, Nate*
7 *Coolidge, Ernesto Mejia and Byron McKnight*

8 Dated: May 23, 2017

IRELL & MANELLA LLP

9
10 By: /s/ A. Matthew Ashley

11 A. Matthew Ashley

12 *Counsel for Defendants Uber Technologies, Inc. and Rasier,*
13 *LLC*

1 **[PROPOSED] ORDER**

2 Pursuant to the Parties' May 23, 2017 Stipulation, the Court hereby sets the following case
3 deadlines pursuant to Federal Rule of Civil Procedure 16:

Event	Deadline
Plaintiffs' motion for preliminary approval of settlement due	June 1, 2017
Defendants' memorandum in support of preliminary approval due	June 15, 2017
Preliminary approval hearing	July 6, 2017

4
5
6
7
8 The Court will set a further case management conference if preliminary approval is denied to set the
9 remaining deadlines in the case.

10 **PURSUANT TO STIPULATION, IT IS SO ORDERED:**

11
12 DATED: May 24, 2017



13 _____
14 Honorable Jon S. Tigar
15 United States District Court Judge
16
17
18
19
20
21
22
23
24
25
26
27
28