

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

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

MAGGIE TSAN and ERICA WILDSTEIN,  
on behalf of themselves and all others  
similarly situated,

Plaintiffs,

v.

SEVENTH GENERATION, INC.,

Defendant.

Case No. 3:15-CV-00205-JST

**RENEWED STIPULATION AND  
~~PROPOSED~~ ORDER TO STAY THE  
CASE MANAGEMENT SCHEDULE**

Civil L.R. 6-2

1 **STIPULATION**

2 Pursuant to Civil L.R. 6-2, Plaintiffs Maggie Tsan and Erica Wildstein (“Plaintiffs”) and  
3 Defendant Seventh Generation, Inc. (“Defendant,” and Plaintiffs and Defendant, collectively the  
4 “Parties”), by and through their undersigned counsel, stipulate as follows, subject to a Court  
5 Order approving the stipulation:

6 WHEREAS, on January 11, 2016, the Court entered a Stipulation and Order to Extend  
7 Deadlines (ECF No. 64) setting the following case management schedule:

8 Factual Discovery Deadlines	April 25, 2016
9 Initial Class Certification Expert Disclosures	May 16, 2016
10 Rebuttal Class Certification Expert Disclosures	June 15, 2016
11 Class Certification Expert Discovery Deadlines	July 13, 2016
12 Deadline to Amend Pleadings	July 26, 2016
13 Deadline to File Class Certification Motion	August 29, 2016
14 Response to Class Certification Motion	September 29, 2016
15 Reply in Support of Class Certification	October 13, 2016
16 Further Case Management Conference	December 1, 2016;

17 WHEREAS, on April 12, 2016, the Parties filed a Stipulation to Stay the Case  
18 Management Schedule and informed the Court that a settlement in principle was reached (ECF  
19 No. 67);

20 WHEREAS, on April 13, 2016, the Court denied the Stipulation to Stay the Case  
21 Management Schedule, but agreed to revisit a renewed request to stay the case after the Parties  
22 file a Motion for Preliminary Approval of Settlement (ECF No. 68);

23 WHEREAS, on July 1, 2016, the Parties filed a Settlement Agreement and Memorandum  
24 of Law in Support of Plaintiffs’ Unopposed Motion for Preliminary Approval of Settlement,  
25 Preliminary Certification of Settlement Class, And Approval of Notice Plan in the Southern  
26 District of New York, 7:14-CV-09087-KMK (ECF No. 43.), where a similar action is pending;

27 WHEREAS, immediately preceding the filing of the Settlement Agreement in the  
28 Southern District of New York, for settlement purposes, Plaintiffs filed an Amended Complaint,  
which Plaintiffs to the New York for purposes of administering the Settlement;

1           WHREAS, in the interests of judicial economy and preserving resources, the Parties  
2 respectfully request the Court grant a temporary stay of the case management schedule pending  
3 the administration of the Settlement in the Southern District of New York;

4           WHEREAS, upon the entry of Final Approval of the class action settlement in the  
5 Southern District of New York, the Parties will file a stipulation of dismissal of this action;

6           WHEREAS, if for some reason Final Approval does not occur, within 7 days of the  
7 denial of Final Approval, the Parties will request a status conference with this Court to reinstate a  
8 case management schedule;

9           WHEREAS, the Parties will file, on or before September 30, 2016, a notice of voluntarily  
10 dismissal, or alternatively, a joint status report advising the Court on the status of the  
11 administration of the Settlement in the Southern District of New York.

12           WHEREAS, the schedule in this matter has been modified—via stipulation of the Parties  
13 and order of the Court—on three previous occasions: (1) on February 27, 2015, extending the  
14 time for Defendant to Answer the Complaint and Plaintiffs to Oppose Defendant’s Motion to  
15 Transfer (EFC No. 17); (2) on July 17, 2015, extending the briefing schedules on Defendant’s  
16 Motion to Strike, Motion to Dismiss, and Request for Judicial Notice (ECF No. 41); and (3) on  
17 January 11, 2016, extending the deadlines on the case management order (ECF No. 64);

18           WHEREAS, the Parties agree this Stipulation shall have no force or effect unless the  
19 Court approves the Stipulation and enters the [Proposed] Order set forth below;

20           NOW, THEREFORE, pursuant to Civil L.R. 6-2, the Parties hereby stipulate and request  
21 the Court enter an Order for the following relief:

22           (i)     A temporary stay of the case management schedule; and

23           (ii)    An order requiring the parties to file, on or before September 30, 2016, a notice of  
24 voluntarily dismissal, or alternatively, a joint status report advising the Court on the status of the  
25 case.

1 Date: July 1, 2016

**HALUNEN LAW**

2 By: /s/ Melissa W. Wolchansky  
3 Melissa W. Wolchansky (admitted *pro hac vice*)  
4 *wolchansky@halunenlaw.com*  
5 1650 IDS Center  
6 80 South 8th Street  
7 Minneapolis, Minnesota 55402  
8 Telephone: (612) 605-4098  
9 Facsimile: (612) 605-4099

10 Michael R. Reese (SBN 206773)  
11 *mreese@reesellp.com*

**REESE LLP**

12 100 West 93rd Street, 16th Floor  
13 New York, New York 10025  
14 Telephone: (212) 643-0500  
15 Facsimile: (212) 253-4272

16 Jeffrey D. Kalief  
17 *jkaliel@tzlegal.com*

**TYCKO & ZAVAREEI LLP**

18 1828 L Street, N.W., Suite 1000  
19 Washington, D.C. 20036  
20 Telephone: (202) 973-0900  
21 Facsimile: (202) 973-0950

22 *Attorneys for Plaintiffs Maggie Tsan and Erica*  
23 *Wildstein and the Proposed Class*

24 Date: July 1, 2016

**MINTZ LEVIN COHN FERRIS GLOVSKY  
AND POPEO P.C.**

25 By: /s/ Daniel J. Herling  
26 Daniel J. Herling (SBN 103711)  
27 *djherling@mintz.com*  
28 44 Montgomery Street 36th Floor  
San Francisco, California 94104  
Telephone: (415) 432-6000  
Facsimile: (415) 432-6001

*Attorneys for Defendant*  
*Seventh Generation, Inc.*

1 **ATTESTATION**

2 I hereby attest that I have on file written authorization for any signatures indicated by a  
3 “conformed” signature (/s/) in this e-filed document.

4 /s/ Melissa W. Wolchansky  
5 Melissa W. Wolchansky


6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

~~PROPOSED~~ ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

DATE: July 6, 2016

  
\_\_\_\_\_  
HONORABLE JOMS. TIGAR  
UNITED STATES DISTRICT JUDGE