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

JULIA BERNSTEIN, LISA MARIE SMITH,
and ESTHER GARCIA, on behalf of themselves
and all others similarly situated,

Plaintiff,

v.

VIRGIN AMERICA, INC.; and Does 1-10,
inclusive;

Defendants.

CASE NO.: 15-CV-02277-JST

**JOINT STIPULATION REGARDING
BRIEFING AND HEARING
SCHEDULE FOR CLASS
CERTIFICATION; ~~PROPOSED~~
ORDER THEREON**

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15 Attorneys for Defendant
16 VIRGIN AMERICA INC.
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1 **STIPULATION**

2 Plaintiffs Julia Bernstein, et al. ("Plaintiffs") and Defendant Virgin America, Inc.
3 ("Defendant") (collectively, the "Parties"), through their counsel, hereby stipulate and agree that:

4 WHEREAS the Parties have engaged in significant discovery to date;

5 WHEREAS the Parties continue to exchange documents responsive to various discovery
6 requests, and continue to meet and confer to resolve disputes with respect to various document
7 requests and interrogatories;

8 WHEREAS Defendant had noticed the depositions of the Plaintiffs, and Plaintiffs had
9 noticed the deposition of Defendant under FRCP 30(b)(6) prior to the mediation scheduled for
10 March 17, 2016;

11 WHEREAS Defendant requested, and Plaintiffs agreed, to postpone the depositions until
12 after the mediation took place;

13 WHEREAS the Parties were not able to resolve the matter at mediation;

14 WHEREAS the previously-noticed depositions are now on calendar to take place over the
15 next two months;

16 WHEREAS, due to the above, the Parties respectfully request that the Court continue the
17 briefing and hearing schedule on Plaintiffs' Motion for Class Certification, as detailed below,
18 which represents an eight-week continuance of the hearing date on Plaintiffs' Motion for Class
19 Certification;

20 WHEREAS, the Parties also propose that the Court hold a brief telephonic Case
21 Management Conference in June 2016;

22 NOW, THEREFORE, the Parties, through their respective counsel, hereby stipulate, subject
23 to the approval of the Court, to the following schedule:

24 June 23, 2016 Last day for Parties to disclose experts in connection
25 with Plaintiffs' Motion for Class Certification

26 July 7, 2016 Plaintiffs' Motion for Class Certification
27
28

1 August 8, 2016

Last day for Parties to disclose rebuttal experts in
connection with Plaintiffs' Motion for Class
Certification

2
3 September 1, 2016

Defendant's Opposition to Plaintiffs' Motion for Class
Certification

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5 September 22, 2016

Plaintiffs' Reply In Support of Motion for Class
Certification

6 October 6, 2016, 2:00 pm

Hearing on Plaintiffs' Motion for Class Certification

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8 Dated: April 19, 2016

DUCKWORTH PETERS LEBOWITZ OLIVIER LLP

9 By: /s/ Monique Olivier

Monique Olivier

Attorneys for Plaintiffs

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11 Dated: April 19, 2016

MORGAN LEWIS & BOCKIUS

12 By: /s/ Robert Jon Hendricks*

Robert Jon Hendricks

Attorneys for Defendant

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15 *I, Monique Olivier, attest that Robert Jon Hendricks has concurred in the filing of this document.
(L.R. 5-1(i).)

1
2 **~~PROPOSED~~ ORDER**

3 Pursuant to the stipulation of the Parties, and good cause appearing, the new briefing and
4 hearing schedule on Plaintiffs' Motion for Class Certification is as follows:

5 June 23, 2016	Last day for Parties to disclose experts in connection 6 with Plaintiffs' Motion for Class Certification
7 July 7, 2016	Plaintiffs' Motion for Class Certification
8 August 8, 2016	Last day for Parties to disclose rebuttal experts in 9 connection with Plaintiffs' Motion for Class 10 Certification
11 September 1, 2016	Defendant's Opposition to Plaintiffs' Motion for Class Certification
12 September 22, 2016	Plaintiffs' Reply In Support of Motion for Class 13 Certification
14 October 6, 2016, 2:00 pm	Hearing on Plaintiffs' Motion for Class Certification

15
16 IT IS SO ORDERED.

17
18 DATED: April 19, 2016

