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

16 * * *

17 PATRICIA BLUE, an individual,
18
Plaintiff,
19
vs.
20
21 BROOKDALE SENIOR LIVING
COMMUNITIES, INC., a Delaware
22 Corporation; and Does 1 through 50, inclusive,
23
Defendant.

Case No. 3:15-cv-04786-WHA

Judge: Hon. William H. Alsup

CLASS ACTION

**JOINT STIPULATION REGARDING
PLAINTIFF'S FILING OF SECOND
AMENDED COMPLAINT AND
DEFENDANT'S ANSWER TO SECOND
AMENDED COMPLAINT AND
[PROPOSED] ORDER**

Action Filed: July 24, 2015
Trial Date: April 10, 2017

1 Plaintiff PATRICIA BLUE (“Plaintiff”), by and through her counsel of record, and
2 Defendant BROOKDALE SENIOR LIVING COMMUNITIES, INC. (“Defendant”), by and
3 through its counsel of record, hereby stipulate and agree as follows:

4 **RECITALS AND JOINT STIPULATION**

5 WHEREAS, Plaintiff desires to file a Second Amended Complaint and has provided
6 Defendant with a copy of the proposed Second Amended Complaint;

7 WHEREAS, counsel for Plaintiff and Defendant have conferred in good faith;

8 NOW THEREFORE, IT IS HEREBY STIPULATED AS FOLLOWS:

9 1. Plaintiff may have leave to file a Second Amended Complaint, a true and correct
10 copy of which is attached hereto as Exhibit “A”.

11 2. Plaintiff’s Second Amended Complaint will be deemed filed and served as of the
12 date of the Court’s Order approving this Stipulation.

13 3. Defendant’s Answer to Plaintiff’s First Amended Complaint (Dkt. #1-4) will be
14 deemed Defendant’s Answer to the Second Amended Complaint.

15
16 DATED: February 2, 2016

17 /s/ S. Brett Sutton
18 S. BRETT SUTTON
19 Attorneys for Plaintiff
20 PATRICIA BLUE

21
22 DATED: February 2, 2016

23 /s/ Shannon R. Boyce
24 SHANNON R. BOYCE
25 Attorneys for Defendant
26 BROOKDALE SENIOR LIVING
27 COMMUNITIES, INC.

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[PROPOSED] ORDER

Based on the above Stipulation of the parties and good cause appearing therefor, IT IS
HEREBY ORDERED THAT:

1. Plaintiff is granted leave to file her Second Amended Complaint, a true and correct copy of which is attached hereto as Exhibit "A".

2. Plaintiff's Second Amended Complaint is deemed filed and served upon entry of this Order.

3. Defendant's Answer to Plaintiff's First Amended Complaint (Dkt. #1-4) is deemed Defendant's Answer to Plaintiff's Second Amended Complaint, and is deemed filed and served upon entry of this Order.

IT IS SO ORDERED.

DATED: February 8, 2016.



UNITED STATES DISTRICT JUDGE