

1 [Names and addresses of Counsel on
signature block]

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

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10 CARMEN SPICHER and DAVID FLEMING, Case No. 3:15-cv-05012-WHO
11 on behalf of themselves and all others
similarly situated,

12

Plaintiffs,

13

v.

**STIPULATION AND ORDER
CONTINUING BRIEFING AND HEARING
SCHEDULE FOR PLAINTIFFS' MOTION
FOR CLASS CERTIFICATION**

14

AIDELLS SAUSAGE COMPANY, INC.,

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Defendant.

Honorable William H. Orrick, III.

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1 WHEREAS, the process for reaching agreement on the language of a notice to class
2 members notifying them of this lawsuit and giving them an opportunity to opt out if they do not
3 want their names and contact information produced to Plaintiffs' counsel has taken longer than
4 expected;

5 WHEREAS, the parties have been meeting and conferring and attempting to resolve
6 various discovery issues, and that process has taken longer than expected;

7 WHEREAS, the parties will be better able to brief class certification issues when they are
8 more fully informed about the facts of the case;

9 The parties, through their respective counsel of record, hereby stipulate and agree as
10 follows:

- 11 1. The schedule for the briefing of Plaintiffs' motion for class certification shall be
12 continued as follows:
 - 13 a. The date for plaintiffs to file the motion for class certification shall be
14 continued from June 21, 2016 to July 21, 2016;
 - 15 b. The date for Defendants to oppose the class certification motion shall be
16 continued from July 27, 2016 to August 26, 2016;
 - 17 c. The deadline for Plaintiffs to file a reply brief in support of their motion
18 for class certification shall be continued from August 26, 2016 to
19 September 26, 2016.
- 20 2. The hearing on Plaintiffs' motion for class certification shall be continued from
21 September 14, 2016 to October 12, 2016.

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1 DATED: April 26, 2016

/s/ John T. Mullan

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8 DATED: April 26, 2016

/s/ James M. Finberg

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Attorneys for Plaintiffs CARMEN SPICHER and
DAVID FLEMING, and all others similarly
situated

18 DATED: April 26, 2016

/s/ Thomas M. McInerney

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AIDELLS SAUSAGE COMPANY, INC.

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ORDER

The forgoing stipulation is approved, and
IT IS SO ORDERED as follows:

- 1. The schedule for the briefing of Plaintiffs' motion for class certification shall be continued as follows:
 - a. The date for plaintiffs to file the motion for class certification shall be continued from June 21, 2016 to July 21, 2016;
 - b. The date for Defendants to oppose the class certification motion shall be continued from July 27, 2016 to August 26, 2016;
 - c. The deadline for Plaintiffs to file a reply brief in support of their motion for class certification shall be continued from August 26, 2016 to September 26, 2016.
- 2. The hearing on Plaintiffs' motion for class certification shall be continued from September 14, 2016 to October 12, 2016.

DATED: April 29, 2016



 HON. WILLIAM H. ORRICK III
 DISTRICT COURT JUDGE

ECF CERTIFICATION

Pursuant to Local Rule 5-1(i)(3), the filing attorney attests that he has obtained concurrence regarding the filing of this document from the signatories to the document.

DATED: April 26, 2016

/s/ James M. Finberg
 James M. Finberg

Attorney for Plaintiffs