

1 **BRYAN CAVE LLP**  
 Allison Eckstrom (CA Bar 217255)  
 2 Julie W. O'Dell (CA Bar 291083)  
 3161 Michelson Drive, Suite 1500  
 3 Irvine, CA 92612-4414  
 Telephone: (949) 223-7000  
 4 Facsimile: (949) 223-7100  
 E-Mail: julie.odell@bryancave.com

5  
 6 Attorneys for Defendant  
 ADECCO USA, INC.

7  
 8 **RIGHETTI – GLUGOSKI, P.C.**  
 Matthew Righetti (CA Bar 121012)  
 John Glugoski (CA Bar 191551)  
 9 Michael Righetti (CA Bar 258541)  
 456 Montgomery St., Ste. 1400  
 10 San Francisco, CA 94104  
 Telephone: (415) 983-0900  
 11 Facsimile: (415) 397-9005  
 E-mail: matt@righettilaw.com  
 12 jlugoski@righettilaw.com  
 mike@righettilaw.com

13  
 14 Attorneys for Plaintiff  
 KAITLYN SHEPARDSON

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

17 KAITLYN SHEPARDSON,  
 individually, and on behalf of other members  
 18 of the general public similarly situated,

19 Plaintiff,  
 20 v.

21 ADECCO USA, INC,  
 and DOES 1 through 100, inclusive,

22 Defendants.

Case No. 3:15-cv-05102-EMC  
 (San Mateo Superior Court CIV 535091)  
 Hon. Edward M. Chen / Room 5

**CLASS ACTION**

**JOINT STIPULATION AND  
 [PROPOSED] ORDER TO CONTINUE  
 CASE MANAGEMENT CONFERENCE**

[Pursuant to Local Rules 7-12, 16.2(e)]

Date: May 24, 2018  
 Time: 10:30 a.m.  
 Room: 5

Complaint Filed: August 18, 2015  
 FAC Filed: October 2, 2015

28

1 Plaintiff Kaitlyn Shepardson (“Plaintiff”) and Defendant Adecco USA, Inc. (“Adecco” or  
2 “Defendant”) (collectively, the “Parties”), through their respective counsel of record, stipulate and  
3 agree as follows:

4 WHEREAS, Plaintiff filed the proposed class action on or about August 18, 2015.  
5 Defendant removed the action to this Court and filed a Motion to Compel single plaintiff  
6 arbitration pursuant to the Dispute Resolution Agreement between the parties. The Court granted  
7 Defendant’s Motion to Compel pursuant to the arbitration agreement, which contains a class  
8 action waiver.  
9

10 WHEREAS, after the Court ruled on the Motion to Compel in this case, the Ninth Circuit  
11 Court of Appeal in *Morris v. Ernst & Young, LLP*, 834 F.3d 975 (9th Cir. 2016), held that class  
12 action waivers in arbitration agreements violate the National Labor Relations Act. The United  
13 States Supreme Court granted review of the *Morris v. Ernst & Young* decision. *Ernst & Young,*  
14 *LLP v. Morris*, 137 S.Ct. 809 (2017). This matter was stayed pending the Supreme Court’s  
15 decision.  
16

17 WHEREAS, the Supreme Court held oral argument on October 2, 2017, and, as of the date  
18 of this submission, the Supreme Court has yet to render a decision.

19 Further Plaintiff’s counsel will be out of the country from June 14, 2018 through July 10,  
20 2018. Accordingly, the parties request a 6-week continuance of the CMC.  
21

22  
23  
24 ///

25  
26 ///

1           **IT IS THEREFORE STIPULATED BY THE PARTIES, THROUGH THEIR**  
2 **RESPECTIVE COUNSEL OF RECORD** that, subject to Court approval, the case management  
3 conference be continued six (6) weeks to a date after July 10, 2018.

4           **IT IS SO AGREED:**

5           Dated: May 15, 2018

**RIGHETTI – GLUGOSKI, P.C.**

Matthew Righetti

John Glugoski

Michael Righetti

8           By:   /s/ John Glugoski  

John Glugoski

Attorneys for Defendant

KAITLYN SHEPARDSON

11          Dated: May 15, 2018

**BRYAN CAVE LLP**

Allison Eckstrom

14          By:   /s/Allison Eckstrom  

Allison Eckstrom

Attorneys for Defendant

ADECCO USA, INC.

17                           **SIGNATURE CERTIFICATION**

18           I hereby certify that I have obtained counsel's authorization to affix her electronic  
19 signature to this document.

21          By:   /s/ John Glugoski  

John Glugoski

Attorneys for Defendant

KAITLYN SHEPARDSON

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 GOOD CAUSE, THE COURT HEREBY ORDERS** that the Case  
Management Conference, now scheduled for <sup>5/24</sup>~~March 22~~, 2018, is continued and shall be scheduled  
to take place on 8/2/18 at 10:30 a.m./~~p.m.~~

**IT IS SO ORDERED.**

DATED: 5/16, 2017

