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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

EHDER SOTO, individually and on behalf
of all others similarly situated,

Plaintiff,

v.

SAFEWAY, INC.,

Defendant.

Case No. 3:15-cv-05078-EMC

**[PROPOSED] ORDER
CONSOLIDATING CASES AND
PERMITTING FILING OF
CONSOLIDATED COMPLAINT**

Hon. Edward M. Chen

HENEY SHIHAD, an individual on behalf of
himself and all others similarly situated,

Plaintiff,

v.

SAFEWAY, INC., and DOES 1 through 25,
inclusive,

Defendants.

Case No. 3:16-cv-00114-EMC

DAN SHINER, JULIE WHITSON, and
MAURI SANDERS, on behalf of themselves
and all others similarly situated,

Plaintiffs,

v.

Case No. 3:16-cv-00318-EMC

[PROPOSED] ORDER
CASE NO. 3:15-CV-05078-EMC

1 SAFEWAY, INC., and THE VONS
2 COMPANIES, INC.,

3 Defendants.
4

5 Pursuant to the parties' stipulation, IT IS HEREBY ORDERED as follows:

6 1. The following related actions assigned to this Court are consolidated pursuant to
7 Federal Rule of Civil Procedure 42(a): (1) Soto v. Safeway, Inc., Case No. 3:15-cv 05078-EMC
8 (filed on November 5, 2015), (2) Shihad v. Safeway, Inc., Case No. 3:16-cv-00114-EMC (filed on
9 January 8, 2015), and (3) Shiner v. Safeway, Inc., et al., Case No. 3:16-cv-00318-EMC (filed on
10 January 20, 2015) (collectively, "the Actions").

11 2. The caption of the Actions and any subsequently consolidated litigation shall be
12 "In re Safeway Tuna Cases" with the Master Docket and Master File being Case No. 3:15-cv-
13 05078-EMC, and the files of all subsequently consolidated actions shall be maintained under this
14 case number.

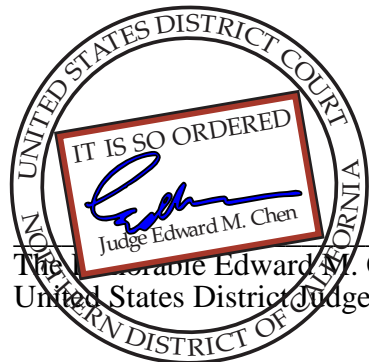
15 4. Defendants shall have no obligation to answer or otherwise respond to the pending
16 complaints.

17 5. No later than 30 days after the entry of this Order, Plaintiffs shall file and serve a
18 Consolidated Complaint. The Consolidated Complaint shall serve as the operative pleading in the
19 consolidated action.

20 6. Defendant shall respond, whether by answer, motion, or otherwise, to the
21 Consolidated Complaint within 30 days of service.

22 IT IS SO ORDERED.

23
24 Date: 3/9/2016



25 The Honorable Edward M. Chen
26 United States District Judge