

1 Robert J. Vizas (No. 56187)  
 2 robert.vizas@aporter.com  
 3 Sharon D. Mayo (No. 150469)  
 4 sharon.mayo@aporter.com  
 5 Erica Connolly (No. 288822)  
 6 erica.connolly@aporter.com  
 7 ARNOLD & PORTER LLP  
 8 Three Embarcadero Center, 10th Floor  
 9 San Francisco, CA 94111-4024  
 10 Telephone: 415.471.3100  
 11 Facsimile: 415.471.3400

7 Mark R. Merley (*admitted pro hac vice*)  
 8 mark.merley@aporter.com  
 9 Karen C. Otto (*admitted pro hac vice*)  
 10 karen.otto@aporter.com  
 11 ARNOLD & PORTER LLP  
 12 601 Massachusetts Avenue, NW  
 13 Washington, DC 20001-3743  
 14 Telephone: 202.942.5000  
 15 Facsimile: 202.942.5999

12 Attorneys for Defendants VISA INC. and  
 13 VISA U.S.A. INC.

14 UNITED STATES DISTRICT COURT  
 15 NORTHERN DISTRICT OF CALIFORNIA  
 16 SAN FRANCISCO DIVISION

18 B & R SUPERMARKET, INC., etc., et al.,  
 19 Plaintiffs,  
 20 vs.  
 21 VISA, INC., et al.  
 22 Defendants.

Case No.: 3:16-cv-01150-WHA  
**CLASS ACTION**  
**STIPULATION AND [~~PROPOSED~~]**  
**ORDER SETTING BRIEFING**  
**SCHEDULE ON MOTIONS TO DISMISS**  
**AND MOTION TO INTERVENE [LOCAL**  
**RULE 6-2]**

1 STIPULATION

2 WHEREAS Plaintiffs B&R Supermarket, Inc., d/b/a Milam's Market, Grove Liquors LLC,  
3 Strouk Group LLC, d/b/a Monsieur Marcel, rue21, Inc., and Palero Food Corp. and Cagueyes Food  
4 Corp., d/b/a Fine Fare Supermarket filed an Amended Complaint and a Motion to Intervene in this  
5 action on July 15, 2016, pursuant to this Court's June 24, 2016 Order;

6 WHEREAS Plaintiffs' Motion to Intervene is set for hearing on September 22, 2016, and  
7 Defendants' responses to the Motion to Intervene would be due on July 29, 2016 pursuant to Local  
8 Rule 7-3(a);

9 WHEREAS Defendants' responses to the Amended Complaint are due on August 5, 2016  
10 pursuant to this Court's June 24, 2016 Order;

11 WHEREAS the parties agree that efficiency and judicial economy would be served by  
12 setting the hearing on Defendants' Motions to Dismiss for the same hearing date – September 22,  
13 2016 – as Plaintiffs' already-scheduled Motion to Intervene, and by briefing those motions on the  
14 same schedule;

15 WHEREAS the parties previously stipulated to an extension of time for Defendants to  
16 respond to the original Complaint, extending the deadline by 19 days from the original due date for  
17 the earliest-served defendant.

18 NOW, THEREFORE, the parties stipulate and agree on the following briefing schedule:

19 Defendants shall have an extension of seven days, until **August 5, 2016**, to respond to  
20 Plaintiffs' Motion to Intervene, and shall file such responses along with their Motions to Dismiss  
21 Plaintiffs' Amended Complaint on the schedule set by the Court in its June 24, 2016 Order.

22 Plaintiffs shall have an extension of four days, until **August 23, 2016**, to oppose Defendants'  
23 Motions to Dismiss, and to submit their reply in support of their Motion to Intervene.

24 Defendants shall have an extension of three days, until **September 2, 2016**, to submit replies  
25 in support of their Motions to Dismiss.

26 Plaintiffs' Motion to Intervene and Defendants' motions to dismiss shall be heard on  
27 **September 22, 2016** at 8:00 a.m. or at such other time as is convenient for the Court.  
28

1                   **IT IS SO STIPULATED, through counsel of record.**

2 DATED: July 26, 2016

*Plaintiffs B & R Supermarket, Inc., d/b/a Milam's  
Market, et al.*

3  
4  
5 By:  /s/ Alexandra A. Bernay

6                   ROBBINS GELLER RUDMAN  
                  & DOWD LLP  
7                   ALEXANDRA S. BERNAY (SBN 211068)  
                  PATRICK J. COUGHLIN  
8                   DAVID W. MITCHELL  
                  CARMEN A. MEDICI

9                   655 West Broadway, Suite 1900  
10                  San Diego, CA 92101-8498  
                  Telephone: 619/231-1058  
11                  619/231-7423 (fax)  
                  xanb@rgrdlaw.com

12                  ROBBINS GELLER RUDMAN  
                  & DOWD LLP  
13                  ARMEN ZOHRABIAN

14                  Post Montgomery Center  
15                  One Montgomery Street, Suite 1800  
                  San Francisco, CA 94104  
16                  Telephone: 415/288-4545  
                  415/288-4534 (fax)

17                  ROBBINS GELLER RUDMAN  
                  & DOWD LLP  
18                  RANDI D. BANDMAN

19                  120 East Palmetto Park Road, Suite 500  
20                  Boca Raton, FL 33432  
                  Telephone: 561/750-3000  
21                  561/750-3364 (fax)

22                  DEVINE GOODMAN RASCO &  
                  WATTS-FITZGERALD, LLP  
23                  JOHN W. DEVINE  
                  LAWRENCE D. GOODMAN  
24                  ROBERT J. KUNTZ, JR.

25                  2800 Ponce De Leon Blvd., Suite 1400  
26                  Coral Gables, FL 33134  
                  Telephone: 305/374-8200  
                  305/374-8208 (fax)

1 DATED: July 26, 2016

*Defendants Visa Inc. and Visa U.S.A. Inc.*

2  
3  
4 By: /s/ Sharon D. Mayo

5 ARNOLD & PORTER LLP  
6 ROBERT J. VIZAS  
7 SHARON D. MAYO  
8 ERICA M. CONNOLLY

9 Three Embarcadero Center, 10<sup>th</sup> Floor  
10 San Francisco, CA 94111-4024  
11 Telephone: 415/471-3100  
12 415.471-3400 (fax)  
13 robert.vizas@aporter.com  
14 sharon.mayo@aporter.com  
15 erica.connolly@aporter.com

16 ARNOLD & PORTER LLP  
17 MARK R. MERLEY (*pro hac vice*)  
18 KAREN C. OTTO (*pro hac vice*)

19 601 Massachusetts Avenue, NW  
20 Washington, DC 20001-3743  
21 Telephone: 202/942-5000  
22 202/942-5999 (fax)  
23 mark.merley@aporter.com  
24 karen.otto@aporter.com

25 DATED: July 26, 2016

*Defendant MasterCard International  
Incorporated*

26  
27 By: /s/ Craig A. Benson

28 PAUL, WEISS, RIFKIND, WHARTON  
& GARRISON LLP  
KENNETH A. GALLO (*pro hac vice*)  
CRAIG A. BENSON (*pro hac vice*)  
WILLIAM Y. DURBIN (*pro hac vice*)  
CATHERINE M. YANG (*pro hac vice*)

2001 K Street, NW  
Washington, DC 20006-1047  
Telephone: 202/223-7300  
202/223-7420 (fax)  
KGallo@paulweiss.com  
CBenson@paulweiss.com  
WDurbin@paulweiss.com  
CYang@paulweiss.com





1 DATED: July 26, 2016

*Defendant Capital One Financial Corporation*

2  
3 By: /s/ Leslie Kostyshak

4 HUNTON & WILLIAMS LLP  
5 D. BRUCE HOFFMAN (*pro hac vice*)  
6 RYAN SHORES (*pro hac vice*)  
7 LESLIE KOSTYSHAK (*pro hac vice*)  
8 JOHN BEERBOWER (*pro hac vice*)

9 2200 Pennsylvania Avenue, NW  
10 Washington, DC 20037  
11 Telephone: 202/955-1500  
12 202/778-2201 (fax)  
13 bhoffman@hunton.com  
14 rshores@hunton.com  
15 lkostyshak@hunton.com  
16 jbeerbower@hunton.com

17 HUNTON & WILLIAMS LLP  
18 SUSAN S. JOO (SBN 260369)

19 575 Market Street, Suite 3700  
20 San Francisco, CA 94105  
21 Telephone: 415/975-3700  
22 415/975-3701 (fax)  
23 sjoo@hunton.com

24 DATED: July 26, 2016

*Defendant Chase Bank USA, National Association*

25 By: /s/ Boris Bershteyn

26 SKADDEN, ARPS, SLATE, MEAGHER  
27 & FLOM LLP  
28 PETER E. GREENE (*pro hac vice*)  
PETER E. GREENE (*pro hac vice*)  
BORIS BERSHTEYN (*pro hac vice*)  
EVAN R. KREINER (*pro hac vice*)  
HARRY P. KOULOS (*pro hac vice*)

4 Times Square  
New York, NY 10036  
Telephone: 212/735-3000  
212/735-2000 (fax)  
peter.greene@skadden.com  
boris.bershteyn@skadden.com  
evan.kreiner@skadden.com  
harry.koulos@skadden.com

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28

SKADDEN, ARPS, SLATE, MEAGHER  
& FLOM LLP  
RAOUL D. KENNEDY (SBN 40892)

525 University Avenue  
Palo Alto, CA 94301  
Telephone: 650/470-4500  
650/470-4570 (fax)  
raoul.kennedy@skadden.com

DATED: July 26, 2016

*Defendant Citibank, N.A., for itself and as  
successor in interest to Citibank (South Dakota),  
N.A.*

By:  /s/ Benjamin R. Nagin

SIDLEY AUSTIN LLP  
PETER K. HUSTON (SBN 150058)

555 California Street, Suite 2000  
San Francisco, CA 94104  
Telephone: 415/772-1200  
415/722-7400 (fax)  
phuston@sidley.com

SIDLEY AUSTIN LLP  
DAVID GRAHAM (*pro hac vice*)

One South Dearborn  
Chicago, IL 60603  
Telephone: 312/ 853-7000  
312/853-7036 (fax)  
dgraham@sidley.com

SIDLEY AUSTIN LLP  
BENJAMIN R. NAGIN (*pro hac vice*)  
MELISSA COLON-BOSOLET (*pro hac vice*)

787 Seventh Avenue  
New York, NY 10019  
Telephone: 212/ 839-5300  
212/839-5599 (fax)  
bnagin@sidley.com  
mcolon-bosolet@sidley.com



1 DATED: July 26, 2016

*Defendant PNC Bank, National Association*

2  
3 By: /s/ Michelle A. Mantine

4 REED SMITH LLP  
5 DANIEL I. BOOKER (*pro hac vice*)  
6 MICHELLE A. MANTINE (*pro hac vice*)  
7 CONOR M. SHAFFER (*pro hac vice*)  
8 COURTNEY B. AVERBACH (*pro hac vice*)

9 225 Fifth Avenue  
10 Pittsburgh, PA 15222  
11 Telephone: 412/288-3131  
12 412/288-3063 (fax)  
13 dbooker@reedsmith.com  
14 mmantine@reedsmith.com  
15 cshaffer@reedsmith.com  
16 caverbach@reedsmith.com

17 REED SMITH LLP  
18 SCOTT D. BAKER  
19 ASHLEY L. SHIVELY

20 Scott D. Baker (SBN 84923)  
21 Ashley L. Shively (SBN 264912)  
22 sbaker@reedsmith.com  
23 ashively@reedsmith.com

24 101 Second Street  
25 Suite 1800  
26 San Francisco, CA 94105-3659  
27 Telephone: 415-543-8700  
28 Fax: 415-391-8269

1 DATED: July 26, 2016

*Defendant U.S. Bank National Association*

2  
3 By: /s/ F. Matthew Ralph

4 DORSEY & WHITNEY LLP  
5 F. MATTHEW RALPH (*pro hac vice*)  
6 ANDREW BRANTINGHAM (*pro hac vice*)  
7 ANGELA PORTER (*pro hac vice*)  
8 RICHARD LIU

9 50 South Sixth Street, Suite 1500  
10 Minneapolis, MN 55402-1498  
11 Telephone: 612/340-2600  
12 612/340-2868 (fax)  
13 ralph.matthew@dorsey.com  
14 brantingham.andrew@dorsey.com  
15 porter.angela@dorsey.com  
16 liu.richard@dorsey.com

17 DORSEY & WHITNEY LLP  
18 MARTHA C. LUEMERS

19 305 Lytton Avenue  
20 Palo Alto, CA 94301  
21 Telephone: 650/857-1717  
22 650/857-1288 (fax)  
23 luemers.martha@dorsey.com  
24  
25  
26  
27  
28

1 DATED: July 26, 2016

*Defendant Wells Fargo Bank, N.A.*

2  
3 By: /s/ J. Brent Justus

4 McGUIREWOODS LLP  
5 DAVID C. POWELL (SBN 129781)  
6 JAMIE D. WELLS (SBN 290827)

7 505 Sansome Street, Suite 700  
8 San Francisco, CA 94111  
9 Telephone: 415/844-1970  
10 415/844-1912 (fax)  
11 dpowell@mcguirewoods.com  
12 jwells@mcguirewoods.com

13 McGUIREWOODS LLP  
14 HOWARD FELLER (*pro hac vice*)  
15 J. BRENT JUSTUS (*pro hac vice*)  
16 CASEY E. LUCIER (*pro hac vice*)

17 800 E. Canal Street, Gateway Plaza  
18 Richmond, VA 23219  
19 Telephone: 804/775-1000  
20 804/775-1061 (fax)  
21 hfeller@mcguirewoods.com  
22 bjustus@mcguirewoods.com  
23 clucier@mcguirewoods.com

24 DATED: July 26, 2016

*Defendant EMVCo, LLC*


25  
26 By: /s/ Paul Riehle

27 SEDGWICK LLP  
28 PAUL RIEHLE (SBN 115119)

333 Bush Street, 30<sup>th</sup> Floor  
San Francisco, CA 94104  
Telephone: 415/781-7900  
415/781-2635 (fax)  
paul.riehle@sedgwicklaw.com

**PURSUANT TO STIPULATION, IT IS SO ORDERED.**

DATED: July 28, 2016.

  
\_\_\_\_\_  
THE HONORABLE WILLIAM H. ALSUP  
UNITED STATES DISTRICT JUDGE