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7 Attorneys for Plaintiff,
 8 JOHN UTNE and CLASS MEMBERS

9 UNITED STATES DISTRICT COURT
 10 NORTHERN DISTRICT OF CALIFORNIA

11 JOHN UTNE, on behalf of himself, all others
 12 similarly situated, and the general public,

13 *Plaintiff,*

14 vs.

15 HOME DEPOT U.S.A., INC., a Delaware
 16 corporation; and DOES 1-50, inclusive,

17 *Defendants.*

Case No.3:16-cv-01854-RS

**JOINT STIPULATION AND ~~PROPOSED~~
 ORDER TO EXTEND EXPERT
 DEADLINES, DEFENDANT'S
 DECERTIFICATION MOTION
 BRIEFING DEADLINES, PRETRIAL
 CONFERENCE AND TRIAL DATE
 AS MODIFIED BY THE COURT**

Action Filed: March 8, 2016

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JOINT STIPULATION

This Joint Stipulation to extend expert deadlines, Defendant’s decertification motion briefing deadlines, pretrial conference and trial date is made by and between Plaintiff John Utne (“Plaintiff”) and Defendant Home Depot U.S.A., Inc. (“Defendant”), through their respective counsel of record, with reference to the following facts:

1. Both parties have designated experts for trial. Plaintiff designated three experts, and Defendant designated one expert.
2. Defendant has produced a voluminous quantity of material in support of Defendant’s expert Robert Crandall’s report, including 30 hard drives containing video footage of Home Depot stores, and 15,000 pages of documents. Defendant relies on Defendant’s expert Robert Crandall’s report in support of their motion to decertify.
3. Plaintiff’s experts need time to review and analyze this voluminous material.
4. Plaintiff’s expert Dr. Jon Krosnick has produced a several hundred page report and voluminous production of documents and data that Defendant’s expert needs time to review and analyze.
5. Accordingly, the parties believe the current expert discovery schedule is not feasible. The parties and their experts need additional time to review and analyze the material produced in connection with the experts, and for expert depositions, than is permitted under the current deadlines. In addition, because the expert discovery relates to defendant’s pending motion for decertification, and such discovery and the decertification motion will impact the parties’ preparation for the pretrial conference and trial, the parties believe it is necessary to continue the current expert discovery, all pretrial deadlines, and the trial date by 60 days.
6. Thus, the parties agree to extend the deadlines and dates in this case by approximately 60 days and respectfully request that the Court adopt the below proposed revised case schedule.

EVENT	PROPOSED DATE
Rebuttal and Supplemental Expert Designation Deadline	January 31, 2019
Plaintiff’s Opposition to Defendant’s Decertification Motion Deadline	January 31, 2019
Defendant’s Reply ISO Defendant’s Decertification Motion Deadline	March 6, 2020

1	Last day for hearing pretrial motions	February 20, 2020
2	Completion of Expert Discovery	March 13, 2020
3	Hearing Date for Defendant's Decertification Motion Deadline	April 2, 2020 at 1:30 p.m. or as soon thereafter as the Court is available
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5	Pretrial Conference	June 24, 2020
6	Trial Date	August 3, 2020

7 7. To date, the following deadlines in this action have been modified: Stipulation to Continue
8 Initial Case Management Conference and Order granting same (Dkt Nos. 17 and 18);
9 Stipulation to Continue Class Certification Briefing and Hearing and Order granting same (Dkt
10 Nos. 35 ad 36); Stipulation to Continue Briefing and Hearing and Order granting same (Dkt
11 Nos. 110 and 111); Defendant's Motion to Enlarge Time to Oppose Plaintiff's Motion for
12 Partial Summary Judgment and Order granting same (Dkt Nos. 122 and 124); Stipulation to
13 Extend Plaintiff's Deadline to Oppose Motion for Partial Summary Judgment and Order
14 Granting Same (Dkt 130); Stipulation to Extend Expert Deadlines, Defendant's Decertification
15 Motion Deadline, Pretrial Conference and Trial Date (Dkt 144); Stipulation to Extend Expert
16 Deadlines, Decertification Motion Deadline, Pretrial Conference and Trial Date. (Dkt 151) and
17 Stipulation to Set Briefing Schedule and Hearing Date for Defendant's Motion to Decertify (Dkt
18 155).

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20 IT IS SO STIPULATED.

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22 Dated: November 11, 2019

SETAREH LAW GROUP

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24 By: /s/ Shaun Setareh
25 Shaun Setareh
26 Attorneys for Plaintiff,
27 John Utne
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1 Dated: November 11, 2019

AKIN GUMP STRAUSS HAUER & FELD LLP

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By: /s/ Liz Bertko

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Liz Bertko

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Attorneys for Defendant,

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Home Depot U.S.A., Inc.

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Pursuant to Civil Local Rule 5-1(i)(3), the filer attests that concurrence in the filing of this document has been obtained from each of the above signatories.

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~~[PROPOSED]~~ ORDER

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2 **GOOD CAUSE APPEARING, IT IS HEREBY ORDERED** that the following deadlines
3 and hearing date are entered:

EVENT	PROPOSED DATE
Rebuttal and Supplemental Expert Designation Deadline	January 31, 2019 ²⁰²⁰
Plaintiff's Opposition to Defendant's Decertification Motion Deadline	January 31, 2019 ²⁰²⁰
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Last day for hearing pretrial motions	February 20, 2020
Completion of Expert Discovery	March 13, 2020
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Trial Date	August 3, 2020

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15 Dated: 11/14/19



Honorable Richard Seeborg
United States District Judge