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**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION**

SEAN GILBERT DEVRIES, on behalf of  
himself and all others similarly situated,

Plaintiffs,

v.

EXPERIAN INFORMATION SOLUTIONS,  
INC., an Ohio and California corporation,

Defendant.

Case No. 3:16-cv-02953-WHO

**STIPULATION AND  
ORDER TO EXTEND BRIEFING  
DEADLINES AND CONTINUE  
HEARING ON MOTION FOR  
JUDGMENT ON THE PLEADINGS AND  
FURTHER CASE MANAGEMENT  
CONFERENCE;**

**DECLARATION OF KERRY C.  
FOWLER IN SUPPORT THEREOF**

Civil L.R. 6-2

Prior Hearing & CMC Date: Feb. 28, 2018  
New Hearing & CMC Date: March 14, 2018  
Time: 2:00 p.m.  
Location: Courtroom 2, 17<sup>th</sup> Floor

1 **STIPULATION**

2 Pursuant to Civil Local Rule 6-2, Plaintiff Sean DeVries (“Plaintiff”) and Defendant  
3 Experian Information Solutions, Inc. (“Defendant,” and Plaintiff and Defendant, collectively, are  
4 the “Parties”), by and through their undersigned counsel, stipulate as follows, subject to a Court  
5 Order approving the stipulation:

6 WHEREAS, on January 23, 2018, the Court entered a Minute Entry (Doc. No. 72) granting  
7 Defendant one week to file a Motion for Judgment on the Pleadings and setting February 28, 2018  
8 as the date for a hearing on such motion;

9 WHEREAS, the Court also set a Further Case Management Conference for February 28,  
10 2018, to be heard at the same time as the Motion for Judgment on the Pleadings;

11 WHEREAS, on January 24, 2018, Defendant filed the its Motion for Judgment on the  
12 Pleadings (“Motion”) (Doc. No. 73);

13 WHEREAS, Civil Local Rule 7-3(a) sets February 7, 2018 as the deadline for Plaintiff to  
14 file an Opposition to the Motion;

15 WHEREAS, Civil Local Rule 7-3(c) sets February 14, 2018 as the deadline for Defendant  
16 to file a Reply in Support of the Motion;

17 WHEREAS, due to certain conflicts, the Parties require additional time for briefing and  
18 wish to stipulate to an extension of the briefing schedule for the Motion as follows:

19	Plaintiff’s Opposition to the Motion	February 21, 2018
20	Defendant’s Reply in Support of the Motion	March 2, 2018

21 WHEREAS, the Parties also wish to reschedule the hearing on the Motion and Further  
22 Case Management Conference to March 14, 2018 at 2:00 p.m.;

23 WHEREAS, the Parties agree that this Stipulation shall have no force or effect unless the  
24 Court approves the Stipulation in its entirety and enters the [Proposed] Order set forth below;

25 ///  
26 ///  
27 ///  
28 ///

1 NOW, THEREFORE, pursuant to Civil Local Rule 6-2, the Parties hereby stipulate and  
2 request that the Court enter an Order amending the briefing and hearing schedules as follows:

3 Plaintiff's Opposition to the Motion February 21, 2018;

4 Defendant's Reply in Support of the Motion March 2, 2018;

5 The Hearing on the Motion is rescheduled for March 14, 2018 at 2:00 p.m.; and

6 The Further Case Management Conference previously scheduled for February 7,  
7 2018 is continued to March 14, 2018 at 2:00 p.m.

8  
9 Date: February 7, 2018

By: /s/ Melissa S. Weiner

10 Melissa S. Weiner (admitted *pro hac vice*)

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12 **HALUNEN LAW**

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*Attorneys for Plaintiff Sean DeVries and the  
Proposed Class*

1 Date: February 7, 2018

**JONES DAY**

2 By: Kerry C. Fowler

Kerry C. Fowler (SBN 228982)

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5 Telephone: (213) 489-3939

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7 *Attorneys for Defendant*

*Experian Information Solutions, Inc.*

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1 **DECLARATION OF KERRY C. FOWLER**

2 I, Kerry C. Fowler, declare as follows:

3 1. I am a member in good standing of the State Bar of California, and am admitted to  
4 practice before the Northern District of California and other federal courts. I am a partner in the  
5 law firm of Jones Day, attorneys of record for defendant Experian Information Solutions, Inc.  
6 (“EIS”) in the above-captioned action.

7 2. On January 23, 2018, the Court entered a Minute Entry (Doc. No. 72) granting EIS  
8 one week to file a Motion for Judgment on the Pleadings, and setting February 28, 2018 as the date  
9 for a hearing on such motion. The Court also set a Further Case Management Conference for  
10 February 28, 2018, to be heard at the same time;

11 3. On January 24, 2018, EIS filed its Motion for Judgment on the Pleadings (the  
12 “Motion”). Subsequent to the filing of the Motion, counsel for the parties engaged in a series of  
13 meet and confer communications regarding certain conflicts that had arisen with the February 28,  
14 2018 hearing date.

15 4. On February 7, 2018, counsel reached an agreement regarding a mutually  
16 acceptable briefing schedule and the available hearing date of March 14, 2018.

17 I declare under penalty of perjury under the laws of the United States of America that the  
18 foregoing is true and correct.

19 Executed this 7th day of February, 2018 in Los Angeles, California.

20  
21  
22 /s/ Kerry C. Fowler  
Kerry C. Fowler

23 **ATTESTATION**

24 Pursuant to Civil Local Rule 5-1(i)(3), I, Kerry C. Fowler attest under penalty of perjury  
25 under the laws of the United States that concurrence in the filing of this document has been  
26 obtained from all of the signatories.

27  
28 /s/ Kerry C. Fowler  
Kerry C. Fowler

1 **PROPOSED ORDER**

2 Based upon the Stipulation of the Parties, and for good cause shown, the Court hereby  
3 amends the briefing and hearing schedules on Defendant Experian Information Solutions, Inc.'s  
4 Motion For Judgment on the Pleadings and the Further Case Management Conference as follows:

5 Plaintiff's Opposition to the Motion February 21, 2018;


6 Defendant's Reply in Support of the Motion March 2, 2018;

7 The Hearing on the Motion is rescheduled for March 14, 2018 at 2:00 p.m.; and

8 The Further Case Management Conference previously scheduled for February 7,  
9 2018 is continued to March 14, 2018 at 2:00 p.m.

10  
11 IT IS SO ORDERED.

12  
13 DATE: February 8, 2018

14   
15 HONORABLE WILLIAM H. ORRICK  
16 UNITED STATES DISTRICT JUDGE