STIPULATION AND ORDER RE
DEADLINES - Case No. 3:16-cv-04067-WHO

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Trial Date: August 16, 2021

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9	Justin Carter
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1	Pursuant to Civil Local Rule 6-2, Plaintiffs Vicky Maldonado and Justin Carter and
2	Defendants Apple Inc., AppleCare Service Company, Inc., and Apple CSC Inc. stipulate as
3	follows:
4	WHEREAS, on June 2, 2020, the Court held a Case Management Conference (ECF No.
5	211);
6	WHEREAS, the Court ordered that "Daubert/Dispositive motions" be heard by April 7,
7	2021 (ECF No. 211);
8	WHEREAS, the Court extended the deadline to file "Daubert/Dispositive motions" from
9	January 15, 2021 to January 22, 2021, at Plaintiffs' request (ECF Nos. 208, 211, 236);
10	WHEREAS, on January 22, 2021, Plaintiffs filed four <i>Daubert</i> motions and Defendants
11	filed four <i>Daubert</i> motions and a Motion to Decertify (ECF Nos. ECF Nos. 239-243, 247-250);
12	WHEREAS, because Plaintiffs brought in supplemental attorneys to help respond to
13	Defendants' five extensive and fact intensive motions, and those supplemental attorneys need
14	additional time to become familiar with the facts, history, and experts in the case, Plaintiffs require
15	an additional week to file their response to Defendants' Motion to Decertify (Kras Decl. ¶¶ 2-5);
16	WHEREAS, the parties have conferred and agreed to move the deadline to file the response
17	to the Motion to Decertify from February 19, 2021 to February 26, 2021, and, to give Defendants
18	sufficient time to reply, move the deadline to file the reply in support of the Motion to Decertify
19	from March 19, 2021 to March 26, 2021 (Kras Decl. ¶¶ 6-8);
20	WHEREAS, the parties are not requesting to extend the deadline to file the <i>Daubert</i> motion
21	responses and replies, and those deadlines will therefore remain as February 19, 2021 and March
22	19, 2021, respectively;
23	WHEREAS, the parties request that the Court extend the deadline to file the response to the
24	Motion to Decertify from February 19, 2021 to February 26, 2021, and the deadline to file the reply
25	in support of the Motion to Decertify from March 19, 2021 to March 26, 2021 (Kras Decl. ¶ 9);
26	WHEREAS, the parties are prepared to proceed with the scheduled April 7, 2021 hearing
27	date for the <i>Daubert</i> motions and Motion to Decertify, or to proceed on an alternative later date
28	should the Court request (Kras Decl. ¶ 8):

1	WHEREAS, the parties' request to extend the Motion to Decertify response and reply	
2	deadlines does not alter the trial date, the deadlines to file the oppositions to or replies in support of	
3	the <i>Daubert</i> motions, or any other deadline already fixed by the Court (Kras Decl. ¶¶ 8, 10);	
4	WHEREAS, the pretrial schedule has been modified eleven times (see Dkt. Nos. 76, 88, 92,	
5	94, 150, 158, 164, 178, 196, 211) (Kras Decl. ¶ 11);	
6	WHEREAS, the parties do not make this request for delay or any other improper purpose	
7	(Kras Decl. ¶ 12).	
8	THEREFORE, IT IS HEREBY AGREED AND STIPULATED, subject to the Court's	
9	approval, that the deadline for Plaintiffs to file the response to the Motion to Decertify is moved	
10	from February 19, 2021 to February 26, 2021, and the deadline for Defendants to file the reply in	
11	support of the Motion to Decertify is moved from March 19, 2021 to March 26, 2021.	
12	DATED: February 5, 2021 HAGENS BERMAN SOBOL SHAPIRO LLP	
13	By <u>/s/ Steve W. Berman</u>	
14	Steve W. Berman Attorneys for Plaintiffs	
15	Vicky Maldonado and Justin Carter	
16	DATED: February 5, 2021 PAUL, WEISS, RIFKIND, WHARTON & GARRISON LLP	
17		
18	By <u>/s/ Karen L. Dunn</u> Karen L. Dunn	
19	Attorneys for Defendants	
20	Apple Inc., AppleCare Service Company, Inc., and Apple CSC Inc.	
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22	PURSUANT TO STIPULATION, IT IS SO ORDERED, as modified: the hearing on the	
23	motion to decertify will be continued to April 14, 2021 at 2 p.m	
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25	Date: February 5, 2021	
26	Hon. William H. Orrick United States District Judge	
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2	ECF ATTESTATION
3	I, Steve W. Berman, am the ECF User whose ID and password are being used to file this
4	document. In compliance with Civil Local Rule 5-1(i)(3), I hereby attest that Karen L. Dunn,
5	counsel of record for Defendants, has concurred in this filing.
6	Dated: February 5, 2021 HAGENS BERMAN SOBOL SHAPIRO LLP
7	Dry /a/Ctava W. Damaga
8	By: <u>/s/ Steve W. Berman</u> Steve W. Berman
9	Attorneys for Plaintiffs Vicky Maldonado and Justin Carter
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