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 15 **UNITED STATES DISTRICT COURT**
 16 **NORTHERN DISTRICT OF CALIFORNIA – SAN FRANCISCO**

17
 18 CHRIS AZPEITIA, EILEEN FOSTER, ANTONIO
 GARCIA, APRIL MOORE, and SAMANTHA
 19 SCOTT, individually and on behalf of all similarly
 situated current and former employees,

20 Plaintiffs,

21 v.

22 TESORO REFINING AND MARKETING
 COMPANY LLC, TESORO LOGISTICS GP,
 23 LLC, and DOES 1 through 10, inclusive,

24 Defendants.

Case No. 3:17-cv-00123-JST

Assigned to the Hon. Jon S. Tigar

CLASS ACTION

**STIPULATION AND ~~PROPOSED~~ ORDER
 TO CONTINUE BRIEFING SCHEDULE RE:
 DEFENDANTS’ MOTION TO DISMISS
 FIRST AMENDED COMPLAINT**

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1 Pursuant to Civil L.R. 6-1(b) and L.R. 6-2, the undersigned counsel of record for Plaintiffs Chris
2 Azpeitia, Eileen Foster, Antonio Garcia, April Moore, Samantha Scott, and Defendant Tesoro Refining
3 and Marketing Company LLC, Tesoro Logistics GP, LLC jointly file this Stipulation and agree as
4 follows:

5 WHEREAS Plaintiffs filed their First Amended Complaint on March 31, 2017;

6 WHEREAS Defendants filed their Motion to Dismiss Plaintiffs' First Amended Complaint on
7 April 14, 2017;

8 WHEREAS Defendant's motion to dismiss raises complex issues and the parties require
9 additional time to respond;

10 WHEREAS Plaintiffs shall file their Opposition to Defendants' Motion to Dismiss within 21
11 days after the Motion was filed;

12 WHEREAS Defendants shall file their reply brief within 14 days after Plaintiffs' Opposition is
13 filed;

14 WHEREAS the hearing on Defendants' motion to dismiss shall remain as set by the Court;

15 THEREFORE, IT IS STIPULATED AND AGREED THAT,

- 16 1. Plaintiffs shall file their Opposition to Defendants' motion to dismiss by no later than
17 May 5, 2017;
- 18 2. Defendants shall file their reply in support of their motion to dismiss by no later than
19 May 19, 2017; and
- 20 3. The hearing on Defendants' motion to dismiss shall remain on June 15, 2017, at 2:00
21 p.m.

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1 IT IS SO STIPULATED

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3 DATED: April 21, 2017

Respectfully submitted,

4 **HADSELL STORMER & RENICK, LLP**

5 **GILBERT & SACKMAN, A LAW CORPORATION**

6 By: /s/-Randy Renick
7 Attorneys for Plaintiffs

8 DATED: April 21, 2017

SEYFARTH SHAW LLP

9 By: /s/- Michael W. Kopp
10 Attorneys for Defendants

11 Attestation Regarding Signatures:

12 I, Randy Renick, hereby attest that all other signatories listed, and on whose behalf the filing is
13 submitted, concur in the filing's content and have authorized the filing.

14 By: /s/-Randy Renick

15 Randy Renick

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18 ~~PROPOSED~~ ORDER

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20 PURSUANT TO STIPULATION, IT IS SO ORDERED.

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24 Dated: April 25, 2017

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26 THE HONORABLE JOHN S. TIGAR
27 UNITED STATES DISTRICT JUDGE