

1 Matthew R. Orr, Bar No. 211097
 2 morr@calljensen.com
 3 William P. Cole, Bar No. 186772
 4 wcole@calljensen.com
 5 Samuel G. Brooks, Bar No. 272107
 6 sbrooks@calljensen.com
 7 CALL & JENSEN
 8 A Professional Corporation
 9 610 Newport Center Drive, Suite 700
 10 Newport Beach, CA 92660
 11 Tel: (949) 717-3000
 12 Fax: (949) 717-3100

13 Attorneys for Defendants Target Corporation,
 14 International Vitamin Corporation, and
 15 Perrigo Company of South Carolina, Inc.

16 **UNITED STATES DISTRICT COURT**
 17 **NORTHERN DISTRICT OF CALIFORNIA**

18 TODD GREENBERG, On Behalf of
 19 Himself and All Others Similarly Situated,
 20
 21 Plaintiff,

22 vs.

23 TARGET CORPORATION, a Minnesota
 24 Corporation, INTERNATIONAL
 25 VITAMIN CORPORATION, a New Jersey
 26 Corporation, and PERRIGO COMPANY
 27 OF SOUTH CAROLINA, INC.,
 28
 Defendants.

Case No. 3:17-cv-01862-RS
 CLASS ACTION

JOINT STIPULATION AND
[PROPOSED] ORDER REGARDING
CLASS CERTIFICATION
SCHEDULE

Complaint Filed: April 4, 2017
 Trial Date: None Set



1 Plaintiff Todd Greenberg (“Plaintiff”) and Defendants Target Corporation
2 (“Target”), International Vitamin Corporation (“IVC”), and Perrigo Company of South
3 Carolina, Inc. (“Perrigo”) (collectively, “Defendants” and, together with Plaintiff, the
4 “Parties”), by and through their respective counsel submit the following stipulation:

5 WHEREAS Plaintiff’s Second Amended Complaint was deemed filed by Court
6 Order dated April 13, 2018;

7 WHEREAS Target and IVC substituted new counsel on May 4, 2018, which
8 counsel now also represents Perrigo;

9 WHEREAS this Court previously entered an extension of time for Defendants to
10 respond to the Second Amended Complaint, as well as to briefly extend the class
11 certification dates;

12 WHEREAS, based on information provided by Defendants, Plaintiff filed his
13 Corrected Second Amended Complaint on June 22, 2018 for purposes of naming the
14 correct defendant. Defendants filed their respective Answers to Plaintiff’s Corrected
15 Second Amended Complaint on July 5, 2018;

16 WHEREAS, due to the extent and scope of written discovery required from the
17 newly added Defendants (IVC/Perrigo) this Court extended Plaintiff’s filing deadline for
18 Class Certification to December 6, 2018;

19 WHEREAS, the Parties have continued to work cooperatively to complete
20 discovery and resolve issues related to Plaintiff’s anticipated class certification motion;
21 however, due to scheduling difficulties and the upcoming holidays, the Parties have
22 scheduled IVC’s FRCP 30(b) deposition for January 16, 2018, which necessitates an
23 additional extension to the class certification briefing schedule;

24 WHEREFORE, the Parties hereby jointly stipulate to modify the class certification
25 schedule as follows:

- 26 a. The last day for Plaintiff to file a Motion for Class Certification is extended
27 from December 6, 2018, to January 31, 2019;
- 28

- 1 b. The last day for Defendants to file an Opposition to Class Certification is
2 extended from February 14, 2019, to April 11, 2019;
3 c. The last day for Plaintiff to file a Reply in Support of Class Certification is
4 extended from April 11, 2019, to June 20, 2019; and
5 d. The hearing on Plaintiff's Motion is continued from May 9, 2019, to July
6 18, 2019, or another date convenient for this Court.

7 IT IS SO STIPULATED.

8 Dated: November 19, 2018

CALL & JENSEN
A Professional Corporation

9
10
11 By: /s/ Matthew R. Orr¹
Matthew R. Orr

12 Attorneys for Defendants Target Corporation,
13 International Vitamin Corporation, and
14 Perrigo Company of South Carolina, Inc.

15 Dated: November 19, 2018

BONNETT, FAIRBOURN, FRIEDMAN
& BALINT, PC

16
17
18 By: /s/ Patricia N. Syverson
Patricia N. Syverson

19 Attorneys for Plaintiff Todd Greenberg

20
21 ~~[PROPOSED]~~ ORDER

22 PURSUANT TO STIPULATION, IT IS SO ORDERED.

23
24 Date: 11/20/18



25 HON. RICHARD SEEBORG
26 UNITED STATES DISTRICT JUDGE

27
28 ¹, Matthew R. Orr, hereby attest, pursuant to Northern District of California Civ. L.R. 5-1(i)(3), that the concurrence to the filing of this document has been obtained from each signatory hereto.