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Attorneys for Defendant  
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 12 UNITED STATES DISTRICT COURT  
 13 NORTHERN DISTRICT OF CALIFORNIA  
 14

15 DEONN MORGAN, LYDIA ZEPEDA,  
 16 SOPHIA IVY, KELLY OKOROCHA, and  
 17 JENNIFER ZIELINSKI, CHRISTOPHER  
 BIZZELLE, AND DANA RODENBECK  
 18 individually and on behalf of themselves and all  
 others similarly situated,

19 Plaintiffs,

20 v.

21 APPLE INC.,

22 Defendant.

Case No. 3:17-cv-5277-RS

**JOINT STIPULATION AND  
 ORDER EXTENDING DEADLINE  
 TO FILE STIPULATION OF  
 DISMISSAL**

Judge: Hon. Richard Seeborg

23  
 24 Pursuant to Civil Local Rules 6-1(b), 6-2, and 7-12 Plaintiffs Deonn Morgan, Lydia Zepeda,  
 25 Sophia Ivy, Kelly Okorochoa, Jennifer Zielinski, Christopher Bizzelle, and Dana Rodenbeck  
 26 (“Plaintiffs”) and Defendant Apple Inc. (“Defendant”), by and through their respective counsel hereby  
 27 jointly agree and stipulate that good cause exists to briefly extend the Parties’ deadline to file a  
 28 stipulation of dismissal, as set forth below:

1           WHEREAS, Plaintiffs filed their initial complaint (ECF No. 1) on September 12, 2017;

2           WHEREAS, on January 9, 2020, the parties notified the Court that they had reached a  
3 preliminary settlement in a case captioned *Simmons v. Apple Inc.*, No. 17CV312251, in the Superior Court  
4 of the State of California, County of Santa Clara, in which the parties are represented by the same  
5 counsel of record in this case, which would result in the dismissal of this matter; and

6           WHEREAS, the Court ordered the parties to file a stipulation of dismissal by no later than  
7 March 12, 2020, or to appear on March 19, 2020, to show cause why the case should not be dismissed;  
8 and

9           WHEREAS, due to the parties' ongoing discussions regarding the details of the *Simmons* class  
10 settlement, including the form of class notice, the parties were forced to delay filing dismissals in this  
11 matter; and

12           WHEREAS, the motion for preliminary approval of the *Simmons* class settlement will be filed  
13 with the Santa Clara County Superior Court by March 20, 2020;

14           WHEREAS, the parties have agreed that a brief extension of time is warranted and that the  
15 parties will be able to file a stipulation of dismissal by no later than April 10, 2020.

16           NOW THEREFORE, THE FOLLOWING IS HEREBY STIPULATED by and between the  
17 parties, through their respective counsel:

18           The deadline for the Parties to file the stipulation of dismissal is extended until April 10, 2020.  
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1 **IT IS SO STIPULATED.**

2 Dated: March 12, 2020

TYCKO & ZAVAREEI LLP

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By: s/Hassan A. Zavareei  
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Date: March 12, 2020

COOLEY LLP

By: s/ Michelle C. Doolin  
Michelle C. Doolin (179445)

Attorneys for Defendant Apple Inc.

ATTORNEY ATTESTATION

I, Hassan A. Zavareei, am the ECF user whose ID and password are being used to file this Stipulation and [Proposed] Order. In compliance with L.R. 5-1, I hereby attest that concurrence in the filing of the document has been obtained from each of the other signatories.

/s/ Hassan A. Zavareei  
Hassan A. Zavareei

**PURSUANT TO STIPULATION, IT IS SO ORDERED.**

Dated: March 13, 2020



THE HONORABLE RICHARD SEEBORG  
UNITED STATES DISTRICT JUDGE