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17 *Attorneys for Defendants Best Buy Co.,*
 18 *Inc. and Best Buy Stores, L.P.*

19 UNITED STATES DISTRICT COURT
 20 NORTHERN DISTRICT OF CALIFORNIA
 21 SAN FRANCISCO/OAKLAND DIVISION

22 JASMEN HOLLOWAY, AMY GARCIA,
 23 CHERYL CHAPPEL, ERIC BLACKSHER,
 24 JESSICA TREAS, LAWRENCE SANTIAGO,
 25 JR., MUEMBO MUANZA, MAURICE
 26 CALHOUN, and NICHOLAS DIXON, on behalf
 27 of themselves and all others similarly situated,

28 Plaintiffs,

v.

BEST BUY CO., INC., and BEST BUY STORES,
 L.P.

Defendants.

Case No. C-05-5056 PJH (MEJ)

CLASS ACTION

**STIPULATION AND [PROPOSED] ORDER
 EXTENDING THE TIME FOR
 PLAINTIFFS TO FILE THEIR REPLY
 BRIEF IN SUPPORT OF CLASS
 CERTIFICATION**

(ACTION REQUESTED PRIOR TO
 DECEMBER 8, 2010)

1 The parties seek by this stipulation and proposed order to grant Plaintiffs an up to one
2 week extension of time in which to file Plaintiffs' Reply Brief in support of Class Certification, so that
3 Plaintiffs will have sufficient time to present to the Court for ruling their request to stay this case
4 pending a decision by the United States Supreme Court in *Dukes v. Wal-Mart*, 603 F.3d 571 (9th Cir.
5 2010) (en banc), Supreme Court No. 10-277. The parties respectfully request that the Court act on
6 their request prior to Wednesday, December 8, when Plaintiffs' Reply Brief in support of Class
7 Certification is due.

8 WHEREAS, pursuant to stipulation of the parties (as extended by Court order following
9 Best Buy's motion to strike Plaintiffs' Motion for Class Certification), the following briefing schedule
10 was agreed to by the parties and entered by the Court (Dkt. Nos. 264, 318):

11 July 21, 2010—Plaintiffs' Motion for Class Certification

12 October 27, 2010—Best Buy's Opposition to Class Certification

13 December 8, 2010—Plaintiffs' Reply Brief

14 WHEREAS, on December 6, 2010, the United States Supreme Court granted Wal-
15 Mart's petition for certiorari in *Dukes v. Wal-Mart*.

16 WHEREAS, Plaintiffs will file an administrative motion later today requesting that all
17 proceedings in this case (including the filing of Plaintiffs' reply brief in support of class certification)
18 be stayed pending the Supreme Court's decision in *Dukes v. Wal-Mart*;

19 WHEREAS, Best Buy intends to oppose Plaintiffs' administrative motion for stay as
20 submitted and will request that this Court require Plaintiffs to file a reply brief to complete the current
21 briefing;

22 WHEREAS, Plaintiffs' Reply Brief in support of Class Certification is currently due
23 this Wednesday, December 8, 2010;

24 WHEREAS, Best Buy has agreed that Plaintiffs may have a one-week extension of
25 time, to and including December 15, 2010, to file their Reply Brief in Support of Class Certification so
26 that the Court has sufficient time to rule upon Plaintiffs' stay motion prior to the deadline for the filing
27 of Plaintiffs' Reply Brief in support of Class Certification;

1 THEREFORE, the parties hereby stipulate and agree, and request that the Court order,
2 that:

- 3 (1) The deadline for Plaintiffs their Reply Brief in Support of Class Certification
4 shall be extended for one week, to December 15, 2010.

5 The parties hereby stipulate, and request that the Court so order.

6
7 DATED: December 6, 2010

ALTSHULER BERZON LLP

8 By: /s/ Eve H. Cervantez
 Eve H. Cervantez

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 Attorneys for Plaintiffs

1 DATED: December 6, 2010

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2
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9 Attorneys for Defendants BEST BUY CO., INC.
and BEST BUY STORES, L.P.

10
11 **[PROPOSED] ORDER**

12 Pursuant to Stipulation, it is so ORDERED,

13
14 DATED: 12/7/10



ATTESTATION

I hereby certify that for all conformed signatures indicated by a /s/ I have permission to file on behalf of the signatory.

DATED: December 6, 2010

By: /s/ Eve H. Cervantez

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