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10 Attorneys for Plaintiffs, WILLIAM ALAN GLUCK,
 MONA SANCHEZ AND JANI BIELENBERG,
 11 individually and on behalf of all employees similarly situated

12 **UNITED STATES DISTRICT COURT**
 13 **NORTHERN DISTRICT OF CALIFORNIA**

14 WILLIAM ALAN GLUCK, MONA)
 15 SANCHEZ and JANI BIELENBERG,)
 individually and on behalf of all employees)
 16 similarly situated,)
 17 Plaintiffs,)
 18 vs.)
 19 A PLACE FOR MOM, a Washington)
 corporation; and does 1 to 100, inclusive.)
 20 Defendants.)

Case No.: CV 08-00030 PJH
CLASS ACTION

**STIPULATION FOR ORDER
 CONTINUING CLASS
 CERTIFICATION MOTION FILING
 DEADLINE; PROPOSED ORDER**

Complaint Filed: November 21, 2007
 Date of Removal: January 3, 2008

1 TO ALL PARTIES AND TO THEIR ATTORNEYS OF RECORD:

2 **STIPULATION**

3 Plaintiffs WILLIAM ALAN GLUCK, MONA SANCHEZ AND JANI
4 BIELENBERG, individually and on behalf of others similarly situated (“Plaintiffs”), and
5 Defendant, A PLACE FOR MOM (“Defendant”) (collectively the “Parties”) hereby
6 stipulate as follows:

7 WHEREAS, this case was commenced on November 21, 2007 in the Superior Court
8 of California, County of Alameda, alleging various wage-and-hour law violations under the
9 FLSA and the California Labor Code and thereafter on January 3, 2008, Defendants
10 removed the action to this Court, and filed their Answer.

11 WHEREAS, the Complaint alleges both a nationwide “opt-in class” for claims
12 under the FLSA and a California state-wide “opt-out class” for claims under the California
13 state laws.

14 WHEREAS, under the FLSA, a putative class member must affirmatively opt in to a
15 pending action to become a member of the class.

16 WHEREAS, on January 29, 2009, the Court, pursuant to stipulation, approved a
17 Notice under 29 U.S.C. § 216(b) and set a deadline of March 24, 2009 for putative class
18 members to opt-in to the pending FLSA action.

19 WHEREAS, on April 10, 2009, the parties mediated this case before Honorable
20 William J. Cahill (Ret.). That mediation was productive, but not yet successful.

21 WHEREAS, the parties have agreed that they need to take depositions of
22 representative plaintiffs and certain employees of defendant before resuming settlement
23 efforts.

24 WHEREAS, the parties intend to re-engage in settlement efforts after conducting
25 such depositions

26 WHEREAS, the Court had previously set a deadline for plaintiffs to file the motion
27 for class certification of June 30, 2009 which is prior to the time the parties will be able to
28 take the necessary depositions and resume their negotiations.

1 WHEREAS, the parties continue to believe that they should exhaust settlement
2 efforts before undertaking the expense and time, as well as the use of this Court's
3 resources, of contested class certification proceedings.

4 **THEREFORE**, the Parties have agreed, subject to the Court's approval that:

- 5 1. The Court continue the deadline for Plaintiffs to file their class certification
6 motions from **June 30, 2009** to **October 30, 2009** in the event the parties do
7 not settle, so that the parties have the opportunity to pursue further class
8 certification discovery.

9 **SO STIPULATED:**

10 Dated: May 12, 2009

CLASS ACTION LITIGATION GROUP, APC

11
12 By: /s Rene L. Barge
13 Rene L. Barge
14 Attorneys for Plaintiffs WILLIAM ALAN
15 GLUCK, MONA SANCHEZ, and JANI
16 BIELENBERG, individually and on behalf
of all employees similarly situated

17 Dated: May 12, 2009

THE FELDMAN LAW FIRM, APC

18
19 By: /s Lee Feldman
20 Lee R. Feldman
21 Attorneys for Plaintiffs WILLIAM ALAN
22 GLUCK, MONA SANCHEZ, and JANI
23 BIELENBERG, individually and on behalf
of all employees similarly situated

24 Dated: May 12, 2009

KERR & WAGSTAFFE, LLP

25
26 By: /s Michael von Loewenfeldt
27 Michael von Loewenfeldt
28 Attorneys for Defendant, A PLACE FOR
MOM, INC.

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ORDER

PURSUANT TO STIPULATION, IT IS HEREBY ORDERED that:

1. The Court continues the deadline for Plaintiffs to file their class certification motions from **June 30, 2009** to **October 30, 2009**.

IT IS SO ORDERED:

Dated: 5/15/09



