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 SAKS INCORPORATED, SAKS & COMPANY and  
 13 SAKS FIFTH AVENUE, INC.

14 UNITED STATES DISTRICT COURT  
 15 NORTHERN DISTRICT OF CALIFORNIA  
 16

17 DAWN TILL and MARY JOSEPHS,  
 18 individually, and on behalf of all others  
 similarly situated,  
 19 Plaintiffs,  
 20 vs.  
 21 SAKS INCORPORATED, a Tennessee  
 22 corporation; SAKS FIFTH AVENUE, INC., a  
 Massachusetts corporation; SAKS &  
 23 COMPANY, a New York corporation; and  
 SAKS FIFTH AVENUE OFF FIFTH, ,  
 24 Defendants.  
 25

) Case No. 4:11-cv-00504-SBA  
 )  
 ) Assigned to: Hon. Sandra Brown Armstrong  
 )  
 ) **STIPULATION AND ~~PROPOSED~~**  
 ) **ORDER RE BRIEFING SCHEDULE FOR**  
 ) **DEFENDANTS' MOTION TO DENY**  
 ) **CLASS CERTIFICATION AND REJECT**  
 ) **CONDITIONAL CERTIFICATION**  
 )  
 ) [Complaint filed: February 2, 2011]  
 ) [FAC filed: March 8, 2011]

1 **IT IS HEREBY STIPULATED AND AGREED** by and among Plaintiffs Dawn Till and  
2 Mary Josephs (“Plaintiffs”) through their counsel, and Defendant Saks Incorporated, Saks &  
3 Company, and Saks Fifth Avenue, Inc., (“Saks”) through their counsel, (collectively, the “Parties”)  
4 to the following pursuant to Civil L.Rs. 6-2 and 7-12:

5 1. On September 28, 2011 Saks filed its Motion to Deny Class Certification and Reject  
6 Conditional Certification (the “Motion”). The hearing on the Motion was set by the Court for  
7 February 28, 2012.

8 2. The Parties have met and conferred, and have agreed to the following briefing  
9 schedule for the Motion: Plaintiffs must file and serve any opposition papers to Saks’ Motion on or  
10 before November 25, 2011 and Saks must file any reply papers on or before December 21, 2011.  
11 This is the first request to modify the briefing schedule on Saks’ Motion.

12 4. The Parties reserve the right to seek Court approval for further modification to the  
13 briefing or to make other applications to the Court regarding the hearing date and/or briefing  
14 schedule in connection with the Motion.

15 **IT IS SO STIPULATED.**

16 DATED: OCTOBER 12, 2011

HOFFMAN & LAZEAR

17  
18 By: /s/Chad A. Saunders

Chad A. Saunders  
ATTORNEYS FOR PLAINTIFFS

19  
20 DATED: OCTOBER 12, 2011

Sidley Austin LLP

21  
22 By: /s/Jennifer B. Zargarof

Jennifer B. Zargarof  
ATTORNEYS FOR DEFENDANTS

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24  
25 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

26 Dated: 10/28/11



Honorable Saundra Brown Armstrong  
Judge of the United States District Court