

MICHELLE B. HEVERLY, Bar No. 178660  
 TOMOMI GLOVER, Bar No. 244886  
 LITTLER MENDELSON  
 A Professional Corporation  
 50 W. San Fernando  
 15th Floor  
 San Jose, CA 95113.2303  
 Telephone: 408.998.4150  
 Fax No.: 408.288.5686

Attorneys for Defendant  
 NORDSTROM, INC.

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA

BRIAN ALGEE, individually, and on  
 behalf of all others similarly situated,

Plaintiff,

v.

NORDSTROM, INC., and DOES 1  
 through 50, inclusive,

Defendant.

Case No. C 11-0301 CW

FAINE DAVIS, individually, and on behalf  
 of all others similarly situated,

Plaintiff,

v.

NORDSTROM, INC., and DOES 1  
 through 50, inclusive,

Defendants.

Case No. CV11-3956 TEH

**~~[PROPOSED]~~ ORDER RELATING CASES  
 AND SETTING BRIEFING AND  
 HEARING SCHEDULES ON MOTION TO  
 COMPEL ARBITRATION AND MOTION  
 FOR LEAVE TO FILE AMENDED OR  
 SUPPLEMENTAL ANSWER**

(Docket Nos. 32 and 35 in 11-301; Docket No.  
 9 in 11-3956)

Civil L.R. 3-12

1 The Court, having considered Defendant Nordstrom, Inc.'s Administrative Motion to  
2 Consider Whether Case Should Be Related and all supporting documents presented before the Court,  
3 any opposition thereto, and all prior pleadings and proceedings had herein, hereby orders as follows:

4 *Algee v. Nordstrom, Inc.*, CV11-0301, and *Davis v. Nordstrom, Inc.*, case number CV11-  
5 3956, shall be related and conducted before Judge Wilken. A case management conference shall be  
6 held in each case on December 8, 2011. Case management statements must be filed no less than  
7 seven days prior to that date, in accordance with the Local Rules.

8 Defendant's pending Motion to Compel Arbitration, *Davis v. Nordstrom, Inc.*, Docket No. 9,  
9 need not be re-noticed before this Court. The Court sets the following briefing and hearing schedule  
10 for this motion:

- 11 1. Plaintiff's Opposition to the Motion to Compel Arbitration is due by October 31, 2011.
- 12 2. Defendant's Reply in further support of the Motion to Compel Arbitration is due by  
13 November 7, 2011.
- 14 3. The motion hearing is set for Thursday, December 8, 2011.

15 On October 14, 2011, Defendant Nordstrom filed a Notice of Motion for Leave to File an  
16 Amended or Supplemental Answer in *Algee v. Nordstrom, Inc.*, Docket No. 35, which set the  
17 hearing date for this motion to be November 15, 2011, less than thirty-five days after the date of the  
18 notice, in violation of Local Rule 7-2(a). Accordingly, the Court vacates the current hearing date  
19 and sets the following briefing and hearing schedule for this motion:

- 20 1. Plaintiff's Opposition to the Motion to Leave to File an Amended or Supplemental  
21 Answer is due by October 31, 2011.
- 22 2. Defendant's Reply in further support of the Motion to Leave to File an Amended or  
23 Supplemental Answer is due by November 7, 2011.
- 24 3. The motion hearing is set for December 8, 2011.

25 Dated: 10/18/2011

  
UNITED STATES DISTRICT JUDGE

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