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17 **UNITED STATES DISTRICT COURT**
18 **NORTHERN DISTRICT OF CALIFORNIA, OAKLAND DIVISION**
19

20 KHANH NIELSON, individually, and)
21 on behalf of all others similarly)
situated,)

22 Plaintiffs,)

23 vs.)

24 THE SPORTS AUTHORITY,)
25 and DOES 1 through 100, inclusive,)

26 Defendants.)
27
28

Case No. CV-11-4724 SBA

CLASS ACTION

**STIPULATION AND [~~PROPOSED~~] ORDER
CONTINUING CLASS CERTIFICATION
BRIEFING SCHEDULE**

Judge: Hon. Sandra Brown Armstrong

1 Plaintiff Khanh Nielson (“Plaintiff”) and Defendant TSA Stores, Inc. d/b/a Sports Authority
2 (“Defendant”), by and through their respective counsel of record named herein, hereby stipulate as
3 follows:

4 **WHEREAS**, prior to the February 22, 2012 Initial Case Management Conference, the parties
5 agreed to attend private mediation;

6 **WHEREAS**, this Court set the following deadlines regarding class certification at the
7 February 22, 2012 Initial Case Management Conference: Motion for Class Certification, September
8 21, 2012; Opposition to the Motion for Class Certification, October 19, 2012; Reply to Motion for
9 Class Certification, November 7, 2012; and, the hearing on the Motion for Class Certification,
10 December 11, 2012. (*see Dckt No.* 18);

11 **WHEREAS**, the earliest date by which mediation can be scheduled with the parties’
12 preferred mediator is July 2012;

13 **WHEREAS**, the parties have informally agreed to postpone resolution of outstanding
14 discovery disputes until immediately after the mediation session;

15 **WHEREAS**, should mediation prove unsuccessful, the parties will require the completion of
16 substantial written discovery and depositions in preparation for Plaintiff’s Motion for Class
17 Certification;

18 **WHEREAS**, the parties will have insufficient time to complete such discovery, should
19 mediation fail, under the current briefing schedule;

20 **WHEREAS**, there have been no prior modifications to the class certification briefing
21 schedule; and

22 **THEREFORE**, the parties, through their undersigned respective counsel, stipulate and
23 request that the Court hereby continue the class certification briefing schedule as follows:

- 24 • Motion for Class Certification due: April 19, 2013;
25 • Opposition to Motion for Class Certification due: May 17, 2013;
26 • Reply to Opposition to Motion for Class Certification due: June 5, 2013; and
27 • Hearing on Motion for Class Certification: *To be set by the Court*
28

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IT IS SO STIPULATED.

Dated: April 2, 2012

SCOTT COLE & ASSOCIATES, APC

By: /s/ Hannah R. Salassi
Hannah R. Salassi, Esq.
Attorneys for the Representative Plaintiffs
and the Plaintiff Class

Dated: April 2, 2012

**OGLETREE, DEAKINS, NASH,
SMOAK & STEWART, P.C.**

By: /s/ Erica K. Rocush
Erica K. Rocush, Esq.
Attorneys for Defendant
TSA STORES, INC

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ORDER


IT IS HEREBY ORDERED that:

The Class Certification briefing schedule is hereby continued as follows:

- Motion for Class Certification due: 1/29/13
- Opposition to Motion for Class Certification due: 2/12/13
- Reply to Opposition to Motion for Class Certification due: 2/19/13
- Hearing on Motion: 3/19/13 at 1:00 p.m.

For good cause shown, **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

Dated: 5-31-12



The Honorable Sandra Brown Armstrong
United States District Judge