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 THE HAIN CELESTIAL GROUP and
 8 JASON NATURAL PRODUCTS, INC.

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**IN THE UNITED STATES DISTRICT COURT
 FOR THE NORTHERN DISTRICT OF CALIFORNIA**

MARY LITTLEHALE, SKYE ASTIANA,
 and TAMAR DAVIS LARSEN, on behalf
 of themselves and all others similarly
 situated,

Plaintiff,

v.

THE HAIN CELESTIAL GROUP, INC., a
 Delaware Corporation, and JASON
 NATURAL PRODUCTS, INC., a
 California Corporation;

Defendants.

Civil Case No.: 4:11-cv-06342-PJH

**STIPULATED REQUEST FOR
 ORDER EXTENDING TIME TO
 RESPOND TO FIRST AMENDED
 COMPLAINT AND CONTINUING
 CASE MANAGEMENT
 CONFERENCE**
 (Local Rule 6-2(a))

1 Pursuant to Local Rule 6-2 of the Local Rules for the Northern District of
2 California, Plaintiffs Mary Littlehale, Skye Astiana, and Tamar Davis Larsen (collectively,
3 “Plaintiffs”) and Defendants The Hain Celestial Group, Inc. (“Hain Celestial”) and JASON
4 Natural Products, Inc. (“JASON”) (collectively, “Defendants”), by and through their respective
5 counsel, jointly request that the Court enter an order extending Defendants’ time to respond to
6 the First Amended Complaint (“FAC”) and continuing the Case Management Conference
7 (“CMC”) as detailed below.

8 On March 16, 2012, Defendants filed a Motion to Dismiss the Complaint
9 (“Motion to Dismiss”). On April 6, 2012, Plaintiffs filed the FAC, and no opposition to the
10 Motion to Dismiss was filed. While Defendants do not concede that the FAC cures the defects
11 advanced by the Motion to Dismiss, Plaintiffs and Defendants have agreed that the original
12 complaint is superseded by the filing of the FAC (and effectively withdrawn) and that, in the
13 interests of judicial economy, the Motion to Dismiss should be deemed withdrawn, without
14 prejudice to Defendants moving to dismiss the FAC.

15 Pursuant to Federal Rule of Civil Procedure 15, Defendants’ deadline for
16 responding to the FAC is presently April 20, 2012. Plaintiffs have agreed to grant Defendants
17 an additional three weeks, to May 11, 2012, to respond to the FAC.

18 Defendants plan to file a Motion to Dismiss the FAC. Under the applicable
19 Local Rules, the hearing on such a motion to dismiss would occur after the Case Management
20 Conference (“CMC”), currently scheduled for May 3, 2012. The Parties agree that it would be
21 beneficial for the Court to have an opportunity to consider the Motion to Dismiss the FAC and
22 the likely direction of the pleadings prior to the CMC. The Parties therefore agree that the CMC
23 should be continued to the date of the hearing on the Motion to Dismiss the FAC. With the
24 Court’s permission, the Parties respectfully request that both the CMC and the hearing be
25 scheduled for the same date and time in late June to accommodate the travel schedule of
26 Defendants’ lead counsel, William Friedman, who will be traveling internationally from China
27 where he is currently based to appear before the Court on the Motion to Dismiss.

1 Accordingly, the Parties have agreed to, and jointly request that the Court enter
2 an order setting, the following proposed schedule:

3 (a) Defendants' deadline to file a Motion to Dismiss the FAC is extended to
4 and including May 11, 2012.

5 (b) Plaintiffs' deadline to file an Opposition to Defendants' Motion to
6 Dismiss the FAC is extended to and including June 6, 2012.

7 (c) Defendants' deadline to reply to Plaintiffs' Opposition is extended to and
8 including June 13, 2012.

9 (d) Both the hearing on the Defendants' Motion to Dismiss the FAC and the
10 CMC are continued to June 27, 2012, at 9:00 a.m.

11 The Declaration of Simon J. Frankel in Support of Stipulated Request for an
12 Order Changing Time provides the information required by Local Rule 6-2(a)(1)-(3).

13 IT IS SO STIPULATED.

14 DATED: April 17, 2012

STEMBER FEINSTEIN DOYLE
PAYNE & KRAVEC LLC

15 By: _____
16 /s/
17 Joseph N. Kravec, Jr.
18 Attorneys for Plaintiff
MARY LITTLEHALE

19 DATED: April 17, 2012

COVINGTON & BURLING LLP

20 By: _____
21 /s/
22 Simon J. Frankel
23 Attorneys for Defendants
24 THE HAIN CELESTIAL GROUP, INC. and
25 JASON NATURAL PRODUCTS

26 IT IS SO ORDERED.

27 DATED: April 19, 2012 By: _____

The Honorable _____ Hamilton
United States District Judge



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ECF CERTIFICATION

I, Simon J. Frankel, am the ECF User whose identification and password are being used to file this Stipulated Request for Order Extending Time to Respond to Amended Complaint and Continuing Case Management Conference. In compliance with General Order 45.X.B, I hereby attest that Joseph N. Kravec, Jr. has concurred in this filing.

DATED: April 17, 2012

COVINGTON & BURLING LLP

By: /s/ Simon J. Frankel
Simon J. Frankel