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14 Attorneys for Defendant
15 **KRAFT FOODS GROUP, INC.** (erroneously sued as
KRAFT FOODS GLOBAL, INC.)

17 **UNITED STATES DISTRICT COURT**
18 **NORTHERN DISTRICT OF CALIFORNIA**

19
20 GILBERT SALINAS, individually, and
on behalf of all others similarly
21 situated,

22 Plaintiff,

23 vs.

24 KRAFT FOODS GLOBAL, INC., and
DOES 1 through 100, inclusive,

25 Defendants.
26

) Case No. 12-CV-02894-CW

) **CLASS ACTION**

) **STIPULATION AND ~~PROPOSED~~ ORDER**
) **CONTINUING CLASS CERTIFICATION**
) **AND MOTION FOR SUMMARY**
) **JUDGMENT BRIEFING SCHEDULE**

1 Plaintiff Gilbert Salinas (“Plaintiff”) and Defendant Kraft Foods Group, Inc.
2 (“Defendant”), by and through their respective counsel of record named herein, hereby stipulate
3 as follows:

4 **WHEREAS**, the parties have agreed to attend private mediation on January 8, 2013;

5 **WHEREAS**, this Court set the following deadlines regarding class certification and
6 summary judgment at the September 5, 2012 Case Management Conference: Defendant’s limited
7 Motion for Summary Judgment filed no later than January 10, 2013 and hearing on February 14,
8 2013; Plaintiff’s Motion for Class Certification filed no later than April 4, 2013 and hearing on
9 May 9, 2013. (*see Dckt No. 19*);

10 **WHEREAS**, the parties have informally agreed to postpone any additional discovery
11 efforts, including any depositions, as well as any meet and confer efforts regarding the written
12 discovery currently being exchanged, until immediately after the mediation session;

13 **WHEREAS**, should mediation prove unsuccessful, the parties will require the
14 completion of substantial meet and confer efforts, as well as additional written discovery and
15 depositions in preparation for Defendant’s Motion for Summary Judgment and Plaintiff’s Motion
16 for Class Certification;

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

19 **WHEREAS**, there have been no prior modifications to the briefing schedules referenced
20 herein; and

21 **THEREFORE**, the parties, through their undersigned respective counsel, stipulate and
22 request that the Court hereby continue the briefing schedules as follows:

- 23 • Defendant’s Motion for Summary Judgment due: May 10, 2013;
- 24 • Plaintiff’s Motion for Class Certification due: July 4, 2013;
- 25 • Hearing Dates: *To be set by the Court*

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IT IS SO STIPULATED.

Dated: November 26, 2012

SCOTT COLE & ASSOCIATES, APC

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

Dated: November 26, 2012

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

By: /s/ Christopher M. Ahearn
Douglas J. Farmer
Michael J. Nader
Christopher M. Ahearn
Attorneys for Defendant
KRAFT FOODS GROUP, INC. (erroneously sued
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~~[PROPOSED]~~ ORDER

IT IS HEREBY ORDERED that:

The briefing schedules for Plaintiff and Defendant are hereby continued as follows:

- Defendant’s Motion for Summary Judgment due: May 10, 2013
- Hearing on Motion for Summary Judgment: June 20, 2013
- Plaintiff’s Motion for Class Certification due: July 4, 2013;
- Hearing on Motion for Class Certification: August 8, 2013

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

Dated: 11/27/2012



The Honorable Claudia Wilken
United States District Judge