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9 **IN THE UNITED STATES DISTRICT COURT**
10 **NORTHERN DISTRICT OF CALIFORNIA**
11 **OAKLAND DIVISION**

12 **VICTORIA EARLE**, Individually and) **Case Number: 4:13-cv-00877-KAW**
13 on behalf of a Class of Individuals)
14 Similarly Situated,)
15) **STIPULATION REGARDING**
16 **Plaintiff,**) **ENLARGEMENT OF TIME FOR**
17) **DEFENDANT CASTING360, LLC TO FILE**
18) **RESPONSE TO AMENDED COMPLAINT**
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19 Through this Stipulation and [Proposed] Order, Plaintiff Victoria Earle (“Named
20 Plaintiff”) and Defendant Casting360, LLC (“Casting360”) stipulate that Casting360’s response
21 to the Amended Complaint (Dkt.29) filed on September 11, 2013, shall be due at the same time
22 as the response thereto of Gambit Mobile, LLC (“Gambit”), a new defendant added to this matter
23 by the Amended Complaint.

24 Prior to the filing of the Amended Complaint, the Court had approved a stipulation
25 between Plaintiff and Casting360 (Dkt. 25) extending the time for Casting360’s response to the
26 original complaint from August 30 to September 30, 2013. This extension was necessary in light
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28

1 of Plaintiff's representation that it would shortly be amending the complaint to add Gambit and
2 Casting360 should not have to respond to the complaint twice.

3 Now that an amended complaint has been filed, Casting360's response to the new
4 complaint presently is due on September 25, 2013 under Fed. R. Civ. Proc. 15(a)(3). Plaintiff
5 and Casting360 agree, however, that the interests of judicial efficiency, including coordinated
6 case management and scheduling, will be better served if both defendants' responses to the
7 Amended Complaint are due at the same time. This stipulation, the fourth proposed by the
8 parties, therefore requests that the date for Casting360's response to the Amended Complaint be
9 the same as Gambit's.

10 ACCORDINGLY, Plaintiff and Casting360 respectfully request that this stipulation for
11 an enlargement of time for Defendant to file a response to the Amended Complaint, from
12 September 25, 2013, to and including the date on which defendant Gambit Mobile's response to
13 the Amended Complaint shall be due under the federal and local rules, or otherwise by order of
14 this Court, be granted.

15 Dated: September 16, 2013

16 Respectfully submitted,

17 /s/ Barbara Quinn Smith
18 Barbara Quinn Smith (Ohio Bar 0055328)

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12 **VICTORIA EARLE**, Individually and) **Case Number: 4:13-cv-00877-KAW**
13 on behalf of a Class of Individuals)
14 Similarly Situated,)
15) ~~**PROPOSED**~~ **ORDER**
16 **Plaintiff,**)
17)
18)
19 **-v-**)
20)
21 **CASTING360, LLC**)
22)
23 **Defendant**)

24 Upon good cause shown, **IT IS HEREBY ORDERED** that the date for
25 Defendant Casting360, LLC's response to the Amended Complaint filed on September 11, 2013
26 shall be extended from September 25, 2013, to and including the date on which newly-named
27 defendant Gambit Mobile, LLC's response to the Amended Complaint is due under the federal
28 and local rules or otherwise by order of this Court.

IT IS SO ORDERED.


United States Magistrate Judge

Dated: 9/17, 2013