

1 Chad D. Bernard (State Bar No. 194162)
 JACKSON LEWIS P.C.
 2 225 Broadway, 20th Floor
 San Diego, CA 92101
 3 Telephone: (619) 573-4900
 Facsimile: (619) 573-4901
 4 E-mail: BernardC@jacksonlewis.com

Shaun Setareh (State Bar No. 204514)
 SETAREH LAW GROUP
 9454 Wilshire Boulevard, Suite 907
 Beverly Hills, California 90212
 Telephone: (310) 888-7771
 Facsimile: (310) 888-0109
 E-mail: shaun@setarehlaw.com

5 Scott P. Jang (State Bar No. 260191)
 JACKSON LEWIS P.C.
 6 50 California Street, 9th Floor
 San Francisco, CA 94111
 7 Telephone: (415) 394-9400
 Facsimile: (415) 394-9401
 8 E-mail: scott.jang@jacksonlewis.com

Attorneys for Plaintiff
 IJEOMA ESOMONU

9 Attorneys for Defendant
 OMNICARE, INC.

11 UNITED STATES DISTRICT COURT
 12 NORTHERN DISTRICT OF CALIFORNIA

14 IJEOMA ESOMONU, on behalf of herself, all
 others similarly situated,

15 Plaintiff,

16 v.

17 OMNICARE, INC., a Delaware corporation;
 18 and DOES 1-10 inclusive,

19 Defendants.

Case No. 4:15-cv-02003-HSG

**AMENDED STIPULATION AND
 ORDER TO CONTINUE CLASS
 CERTIFICATION HEARING PENDING
 PRIVATE MEDIATION**

Date: January 11, 2018
 Time: 2:00 p.m.
 Judge: Hon. Haywood S. Gilliam, Jr.
 Court: Courtroom 2
 1301 Clay Street
 Oakland, CA 946122

1 Currently pending before this Court is Plaintiff's motion for class certification, which is
2 scheduled for hearing on January 11, 2018. However, for the reasons set forth below, the Parties
3 respectfully request the Court continue the hearing date to April 5, 2018 in the interest of
4 preserving Court and party resources while the Parties participate in full-day mediation with the
5 Honorable Stephen J. Sundvold (retired), an experienced Mediator in Fair Credit Reporting Act
6 ("FCRA") putative class actions:

7 1. WHEREAS, on May 4, 2017, the Court referred this case to U.S. Magistrate Judge
8 Kandis A. Westmore for settlement purposes. (ECF No. 66.)

9 2. WHEREAS, on July 27, 2017, the Parties appeared telephonically before Judge
10 Westmore for an initial conference call, and during which Judge Westmore scheduled this case
11 for a settlement conference on September 18, 2017. (ECF No. 72.)

12 3. WHEREAS, due to conflicts in schedules, the settlement conference was vacated.
13 (ECF No. 73.)

14 4. WHEREAS, the Parties have since met and conferred several times to determine a
15 new settlement conference date, but have thus far been unable to find a date that is available for
16 both parties and Judge Westmore.

17 5. WHEREAS, now that the Parties have fully briefed Plaintiff's motion for class
18 certification (ECF Nos. 74-79), the Parties have a better and more complete understanding of the
19 other party's position and the risks each side faces proceeding with class certification.

20 6. WHEREAS, the Parties, therefore, believe that it would be fruitful to participate in
21 a full-day private mediation (as opposed to a half-day settlement conference) at this time, and, to
22 this end, have scheduled a full-day private mediation in February with the Honorable Stephen J.
23 Sundvold (retired) at JAMS.

24 7. WHEREAS, Judge Sundvold has considerable experience in resolving FCRA
25 putative class actions and other employment matters.

26 8. THEREFORE, in the interest of preserving the Court's and each party's resources,
27 and to maintain the *status quo* pending alternative dispute resolution, the Parties hereby stipulate
28 and respectfully request the Court continue the hearing on Plaintiff's motion for class certification

1 to April 5, 2018.

2 **IT IS SO STIPULATED.**

3 Dated: January 3, 2018

JACKSON LEWIS P.C.

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By: /s/ Chad D. Bernard¹

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Chad D. Bernard
Scott P. Jang
Attorneys for Defendant
OMNICARE, INC.

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Dated: January 3, 2018

SETAREH LAW GROUP

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By: /s/ Shaun Setareh

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Shaun Setareh
Attorneys for Plaintiff
IJEOMA ESOMONU

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Per the Parties' stipulation, and good cause appearing, the hearing on Plaintiff's motion for class certification (ECF No. 74) is continued to April 5, 2018. The parties are further **DIRECTED** that within seven days of the mediation, the parties **SHALL** file a joint status report of no more than two pages notifying the Court about the results of the mediation.


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IT IS SO ORDERED.

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Date: 1/3/2018


Hon. Haywood S. Gilliam, Jr.
United States District Judge

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4818-2054-1786, v. 1

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¹ Pursuant to Local Rule 5-1(i), the ECF-filing party attests that concurrence in the filing of this document has been obtained from each of the signatories.