E-Filed 8/31/11

7 8 9 10 11 12	George.Langendorf@aporter.com Maulik.Shah@aporter.com Attorneys for Defendant THE QUAKER OATS COMPANY	Phone: (408) 459-0305 jack@westonfirm.com LAW OFFICES OF RONALD A. MARRON, APLC Ronald A. Marron (175650) 3636 4th Avenue, Suite 202 San Diego, CA 92103 Phone: (619) 696-9006 Fax: (619) 564-6665 ron.marron@gmail.com Interim Class Counsel
13		
14	UNITED STATES DISTRICT COURT	
15	NORTHERN DISTRICT OF CALIFORNIA	
16	SAN FRANCISCO DIVISION	
17		
18	VICTOR GUTTMANN, KELLEY BRUNO, SONYA YRENE, and REBECCA YUMUL,	Case No.: 5:10-cv-00502 RS Pleading Type: Class Action
19	on behalf of themselves and all others similarly situated.	JOINT STIPULATION AND [PROPOSED]
20	Plaintiffs,	ORDER TO SET BRIEFING SCHEDULE, EXTEND STAY OF DISCOVERY, AND
21	VS.	CONTINUE CASE MANAGEMENT CONFERENCE.
22	THE QUAKER OATS COMPANY,	AS MODIFIED BY THE COURT
23	Defendant.	
24		
25		
26		
27		
I		

Doc. 105

This Stipulation is entered into by and between Plaintiffs Victor Guttmann, Kelley Bruno, Sonya Yrene, and Rebecca Yumul ("Plaintiffs") and Defendant The Quaker Oats Company ("Quaker"), by and through their respective counsel.

WHEREAS, on June 14, 2011, the Court consolidated the matters *Chacanaca, et al. v. The Quaker Oats Company*, Case No. 5:10-cv-00502 RS; *Yrene, et al. v. The Quaker Oats Company*, Case No. 5:10-cv-05398-RS; *Bruno v. The Quaker Oats Company*, Case No. 5:10-cv-05538; and *Pelobello v. Quaker Oats Company*, C 11-0093 RS, into one action, appointed the Weston Firm and the Law Offices of Ronald A. Marron Interim Class Counsel, and ordered Plaintiffs to file a consolidated complaint within ten days. (Doc. #94);

WHEREAS, the Court also scheduled a Case Management Conference for September 15, 2011, directed the parties to file a Joint Case Management Statement at least one week prior to the Conference, and stayed discovery pending the Case Management Conference. (Doc. #94);

WHEREAS, on June 24, 2011, Plaintiffs filed a Consolidated Complaint. (Doc. #95);

WHEREAS, on July 29, 2011, pursuant to a stipulated briefing schedule, Quaker filed a motion to dismiss the Consolidated Complaint (Doc. #98);

WHEREAS, on August 19, 2011, Plaintiffs filed an Amended Consolidated Complaint (Doc. #102);

NOW, THEREFORE, in consideration of the above, Plaintiffs and Quaker hereby stipulate as follows:

 Quaker's Motion to Dismiss the Amended Consolidated Complaint is due on September 16, 2011. Plaintiffs' Opposition to Quaker's Motion to Dismiss the Amended Consolidated Complaint is due on October 17, 2011. Quaker's Reply In Support of its Motion to Dismiss is due on October 31, 2011.

 The stay of discovery shall remain in effect pending the Court's ruling on Defendant's motion to dismiss the Amended Consolidated Complaint.

JOINT STIPULATION AND [PROPOSED] ORDER TO SET BRIEFING SCHEDULE, EXTEND STAY OF DISCOVERY, AND CONTINUE CASE MANAGEMENT CONFERENCE Case No. 5:10-cv-00502

1	3. The Case Management Conference scheduled for September 15, 2011 shall be taken		
2	off calendar, to be rescheduled after the Court's ruling on Defendant's motion to dismiss the		
3	Amended Consondated Comptaint.		
4		ARTIES SHALL FILE A JOINT STATEMENT ONE PRIOR TO THE CONFERENCE.	
5	IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD		
6			
7	Dated: August 30, 2011	ARNOLD & PORTER LLP	
8			
9		By: <u>/s/ Angel A. Garganta</u>	
10		Angel A. Garganta	
11		Attorneys for Defendant The Quaker Oats Company	
12			
13			
14	Dated: August 30, 2011	THE WESTON FIRM	
15			
16		By: <u>/s/ Jack Fitzgerald</u>	
17		Jack Fitzgerald	
18	•	Attorneys for Plaintiffs	
19			
20	PURSUANT TO THE STIPULATION, IT IS SO ORDERED		
21			
22		1101	
23	Dated: <u>8/31/11</u>	hilsen	
24	Honorab	le Richard Seeborg	
25	United States District Court Judge		
26			
27			
28	DISCOVERY, AND CONTINUE	- 3 - ER TO SET BRIEFING SCHEDULE, EXTEND STAY OF CASE MANAGEMENT CONFERENCE 5. 5:10-cv-00502	