Rooney v. Sierra Pacific Windows

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Defendant's opposition to the class certification motion, which is due on June 23, 2011, after the current hearing date for the sanctions motion.

The Court finds merit in the arguments of both parties. On the one hand, the Court agrees that it would be preferable to resolve the issue of sanctions before Plaintiff's opening class certification brief is due. On the other hand, the Court agrees that Defendant should be provided a full and fair opportunity to brief the motion for sanctions. In light of these concerns the Court orders as follows:

- (1) The Court will hold a hearing on the motion for sanctions on June 2, 2011 at 1:30 p.m. Defendant's opposition will be due Thursday, May 26, 2011. Plaintiff's reply will be due Tuesday, May 31, 2011.
- (2) The deadline to file a motion for class certification, as well as any motion challenging subject matter jurisdiction under CAFA, is extended to June 9, 2011. Briefing of the motions will remain as previously set, with opposition briefs due June 23, 2011, and replies due June 30, 2011. The hearing on these motions will be held as scheduled on July 21, 2011 at 1:30 p.m.

IT IS SO ORDERED.

Dated: May 19, 2011

United States District Judge

fucy H. Koh

Case No.: 10-CV-00905-LHK