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16	UNITED STATES DISTRICT COURT	
17	NORTHERN DISTR	ICT OF CALIFORNIA
18	1,0101111111111111111111111111111111111	
19	JUVENAL ROBLES,	Case No. 10-cv-04846 JF (HRL)
20		SUBSEQUENT CASE MANAGEMENT
21	Plaintiff,	STATEMENT; STIPULATION AND -{PROPOSED} ORDER CONTINUING
22	V.	THE CASE MANAGEMENT CONFERENCE
23		
24	LUCKY BRAND DUNGAREES, INC.,	Date: May 13, 2011 Time: 10:30 a.m.
25		Place: Courtroom 3, 5 th Floor
26	Defendant.	The Honorable Jeremy Fogel
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Plaintiff Juvenal Robles and Defendant Lucky Brand Dungarees, Inc. ("Lucky Brand"), by and through their counsel, respectfully submit the following subsequent joint case management statement and stipulation to continue the case management conference presently set for May 13, 2011:

- 1. Plaintiff filed his Class Action Complaint on October 26, 2010, alleging defendant Lucky Brand violated the Telephone Consumer Protection Act, 47 U.S.C. § 227, by sending an allegedly unsolicited text message to plaintiff's cellular telephone in the summer of 2008. (Dkt. No. 1.)
- 2. Lucky Brand answered the complaint on January 10, 2011, alleging, among other things, various defenses that included issues involving consent, authorization, and other elements of plaintiff's statutory claims. (Dkt. No. 15.)
- 3. On January 21, 2011, the Court held a case scheduling conference and ordered the parties to participate in a settlement conference before Magistrate Judge Lloyd and to return and report the result of that conference to the Court on March 4, 2011. (*See* Dkt. No. 18.)
- 4. On February 24, 2011, the Court granted the parties' Stipulation to continue the March 4, 2011 status hearing until April 15, 2011, so discovery related to third parties potentially involved in the text message promotional campaign at issue in the Complaint could be evaluated and to arrange the attendance of these third parties at the settlement conference. (Dkt. 24.)
- 5. On April 13, 2011, the Court again granted the parties' Stipulation to continue the case management conference until after the parties completed the settlement conference with Magistrate Judge Lloyd. (Dkt. 31.)
- 6. On April 29, 2011, Plaintiff, Defendant, third parties Lime Public Relations + Promotion, Merkle, Inc., and Take 5 Solutions, LLC, and certain insurers participated in a settlement conference with Judge Lloyd. At the settlement conference, Plaintiff, Defendant, the third parties, and insurers candidly discussed their various positions about the litigation and settlement. During these discussions, it was determined that limited focused discovery

1	or information was required to continue productive discussions toward resolution. Upon the		
2	recommendation of Judge Lloyd, Plaintiff, Defendant, the third parties, and insurers agreed		
3	to return for a further settlement conference on June 23, 2011, at 10:00 a.m. (See Dkt. 32.)		
4	Plaintiff is currently in the process of diligently obtaining from additional third parties the		
5	discovery and information needed to proceed with discussions of resolution at the further		
6	settlement conference with Judge Lloyd.		
7	7. The parties, therefore, respectfully request the Court continue the May 13th		
8	Case Scheduling Conference to June 24, 2011 at 10:30 a.m. or to any date thereafter that is		
9	convenient to the Court.		
10	IT IS SO STIPULATED.		
11	Dated: May 9, 2011		
12	SHEPPARD, MULLIN, RICHTER & HAMPTON LLP		
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14	By/s/Brian R. Blackman		
15	CRAIG CARDON BRIAN R. BLACKMAN		
16	Attorneys for		
17	Defendant LUCKY BRAND DUNGAREES, INC. Dated: May 9, 2011		
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20	By /s/ Ryan D. Andrews		
21	RYAN D. ANDREWS SEAN REIS		
22	Attorneys for		
23	Plaintiff JUVENAL ROBLES		
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1	<u>CERTIFICATION</u>	
2	I, Brian Blackman, am the ECF User whose identification and password are being	
3	used to file this Subsequent Case Management Statement; Stipulation And [Proposed] Order	
4	Continuing The Case Management Conference. In compliance with General Order 45.X.B.,	
5	I hereby attest that Ryan D. Andrews has concurred in this filing.	
6	Dated: May 9, 2011	
7	SHEPPARD, MULLIN, RICHTER & HAMPTON LLP	
8		
9	By/s/Brian R. Blackman	
10	BRIAN R. BLACKMAN Attorneys for	
11	Defendant LUCKY BRAND DUNGAREES, INC.	
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1	<u>ORDER</u>
2	Having considered the parties' stipulation and good cause appearing, the Court
3	continues the Case Scheduling Conference to June 24, 2011 at 10:30 a.m.
4	IT IS SO ORDERED.
5	Dated: May <u>10</u> , 2011
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8	The Sonorable Jer in Voge. Und d States District Judge
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