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15 Attorneys for Plaintiffs
 16 KELLY BRUNO and REBECCA YUMUL

17 UNITED STATES DISTRICT COURT
 18 NORTHERN DISTRICT OF CALIFORNIA
 19 OAKLAND DIVISION

20 KELLY BRUNO and REBECCA YUMUL on
 21 Behalf of Themselves and All Others Similarly
 22 Situated,

23 Plaintiffs,

24 vs.

25 THE QUAKER OATS COMPANY,

26 Defendant.

Case No.: 4:10-cv-05538-DMR

**STIPULATION AND ORDER TO STAY
 PENDING RULING ON MOTION TO
 CONSOLIDATE**

1 Plaintiffs Kelly Bruno and Rebecca Yumul (“Plaintiffs”), and Defendant The Quaker Oats
2 Company (“Defendant”), through their respective counsel of record, hereby stipulate and agree as
3 follows:

4 WHEREAS, on December 9, 2010, in *Chacanaca and Guttman v. The Quaker Oats Co.*,
5 No. 5:10-cv-00502 RS, plaintiff Victor Guttman, plaintiff Sonya Yrene, and Plaintiffs in the
6 present action filed a Motion to Consolidate and Appoint Interim Class Counsel, seeking
7 consolidation of the following three actions: (1) *Robert Chacanaca and Victor Guttman v. The*
8 *Quaker Oats Company*, No. 5:10-cv-00502 RS (N.D. Cal., filed February 3, 2010)
9 (“*Chacanaca/Guttman Action*”); (2) *Sonya Yrene v. The Quaker Oats Company*, No. 5:10-cv-
10 05398 PSG (N.D. Cal., filed November 29, 2010); and (3) *Kelly Bruno and Rebecca Yumul v. The*
11 *Quaker Oats Company*, No. 4:10-cv-05538 DMR (N.D. Cal., filed Dec. 7, 2010);

12 WHEREAS, a hearing on the Motion to Consolidate is scheduled for January 13, 2011,
13 before the Honorable Richard Seeborg, presiding over the *Chacanaca/Guttman Action*;

14 WHEREAS, counsel for the Plaintiffs and Defendant have conferred regarding the most
15 efficient way to proceed;

16 NOW, THEREFORE, IT IS HEREBY STIPULATED by and between the Plaintiffs and
17 Defendant, through their respective counsel and subject to the Court’s approval that:

18 1. All pending dates in this matter, including but not limited to the time to answer, all
19 discovery, and all dates set forth in the Order Setting Initial Case Management Conference and
20 ADR Deadlines (Dkt. #2), are stayed pending a ruling by the *Chacanaca/Guttman Court* on the
21 Motion to Consolidate;

22 2. If the Motion to Consolidate is denied, Quaker shall have 60 days from the denial of
23 the Motion to Consolidate to file a response to the Complaint, and the parties shall inform the Court
24 that a new Order Setting Initial Case Management Conference and ADR Deadlines should be issued
25 based on the Court’s availability;

26 3. If the Motion to Consolidate is granted, Plaintiffs and Defendant agree that all
27 discovery shall continue to be stayed pending a ruling by the *Chacanaca/Guttman Court* on
28 Quaker’s motion to dismiss the Consolidated Amended Complaint filed in *Chacanaca/Guttman*,

1 with the exception that, subject to the entry of an appropriate protective order, Quaker will produce
2 some additional documents that it has already collected in the *Chacanaca/Guttman* case.

3 IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD

4 Dated: December 21, 2010

ARNOLD & PORTER LLP

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6
7 By: /s/ Angel A. Garganta
Angel A. Garganta
8 Attorney for Defendant
The Quaker Oats Company

9
10 Dated: December 21, 2010

THE WESTON FIRM

11
12
13 By: /s/ Gregory S. Weston
Gregory S. Weston
14 Jack Fitzgerald
Attorneys for Plaintiffs Kelly Bruno and
15 Rebecca Yumul

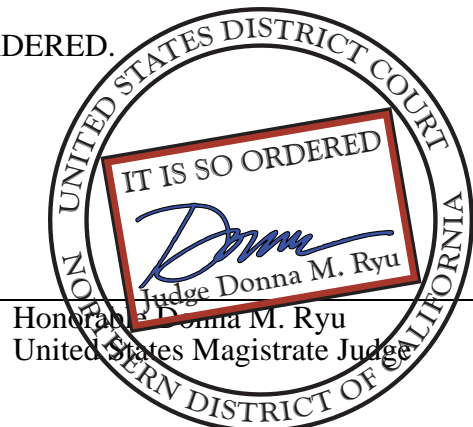
16 Dated: December 21, 2010

LAW OFFICES OF RONALD A. MARRON,
17 APLC

18
19
20 By: /s/ Ronald A. Marron
Ronald A. Marron
21 Attorney for Plaintiffs Kelly Bruno and
Rebecca Yumul

22 PURSUANT TO THE STIPULATION, IT IS SO ORDERED.

23 Dated: December 23, 2010



1 NOTICE OF ATTESTATION

2 I, Angel A. Garganta, am the ECF User whose ID and password are being used to file this
3 STIPULATION AND [PROPOSED] ORDER TO STAY PENDING RULING ON MOTION TO
4 CONSOLIDATE. In compliance with General Order 45, X.B., I hereby attest that Plaintiffs'
5 counsel has concurred in this filing.

6
7 DATED: December 21, 2010

ARNOLD & PORTER LLP

8 By: /s/ Angel A. Garganta
9 Angel A. Garganta