

1 Joel R. Bryant, Esq. (State Bar No. 149370)  
jbryant@gbflawyers.com  
2 GREEN BRYANT & FRENCH LLP  
1230 Columbia Street, Suite 1120  
3 San Diego, California 92101  
Tel: (619) 239-7900  
4 Fax: (619) 239-7800

5 Attorneys for Plaintiff, Jermaine McClain

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8 **UNITED STATES DISTRICT COURT**  
9 **NORTHERN DISTRICT OF CALIFORNIA**

10 JERMAINE MCCLAIN, an individual, )  
11 PLAINTIFF, )  
12 v. )  
13 AT&T MOBILITY SERVICES LLC, a )  
14 Delaware Limited Liability Company; and )  
15 DOES 1-100, jointly and severally, )  
16 DEFENDANTS. )

**CASE NO: CV11-05072-EJD**  
**STIPULATION AND ~~PROPOSED~~ ORDER COORDINATING CASES FOR PRETRIAL PURPOSES**  
**Date:** March 16, 2012  
**Time:** 10:00 a.m.  
**Dept.:** Courtroom 1  
**Judge:** Honorable Edward J. Davila

17 Subject to the Court’s review and approval, IT IS HEREBY STIPULATED AND AGREED  
18 AND ORDERED as follows:

19 WHEREAS, this case is one of approximately 93 pending cases which Plaintiff’s counsel  
20 has filed throughout the United States District Courts in California against Defendant AT&T  
21 Mobility Services LLC on behalf of current or former employees based on allegations of unpaid  
22 overtime compensation and violations of the Fair Labor Standards Act. Currently, Plaintiff’s  
23 counsel has 11 such cases pending in the United States District Court for the Northern District of  
24 California.

25 WHEREAS, the related actions (collectively, the “Actions”) listed in Exhibit ‘A’ are  
26 pending in the United States District Court for the Northern District of California; and,

27 WHEREAS, counsel for the various Plaintiffs and Defendant have each concluded that it  
28 is in the best interests of the respective parties that the Actions be coordinated for pretrial purposes,

1 and proceed as contemplated herein. Although Defendant has not yet appeared in this action,  
2 Defendant will be represented by the firm of Crowell & Moring LLP. That has been confirmed by  
3 Andrew Bagley, Esq. and Wendy Sugg, Esq. of Crowell & Moring LLP. Crowell & Moring, on  
4 behalf of AT&T Mobility Services LLC, has stipulated to the terms provided herein;

5 WHEREAS, it is anticipated that additional related actions may be transferred to, removed  
6 to, or filed in this Court; and,

7 WHEREAS, the existence of certain common questions of law and/or fact in the Actions  
8 now pending before this Court, the interests of fair and efficient administration of the Actions, the  
9 avoidance of unnecessary duplicative efforts and the avoidance of inconsistency in outcomes,  
10 warrants the pretrial coordination of the Actions.

11 NOW, THEREFORE, subject to the Court's approval, Plaintiff and Defendant, by and  
12 through their counsel of record, respectfully asks the following:

13 (1) All Northern District Actions be coordinated for pretrial purposes to Judge Thelton E.  
14 Henderson, who has been assigned the first-filed case (CV11-04508-TEH).

15 (2) All Actions will adopt the due dates of the first-filed case number for Status Reports,  
16 Conferences, and other matters.

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19 **GREEN BRYANT & FRENCH, LLP**

20 Dated: January 3, 2012

\_\_\_\_\_/s/ Joel R. Bryant\_\_\_\_\_  
Joel R. Bryant, Esq.  
Jbryant@gbflawyers.com  
Attorney for Plaintiff  
JERMAINE MCCLAIN

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24 **CROWELL & MORING LLP**

25 Dated: January 3, 2012

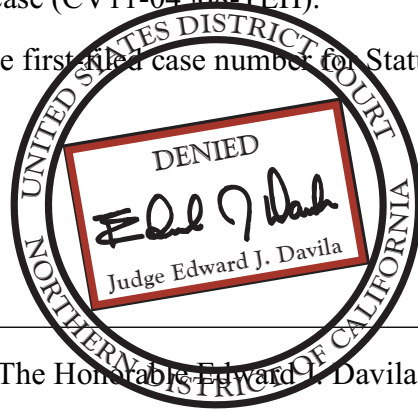
\_\_\_\_\_/s/ Wendy A. Sugg\_\_\_\_\_  
Wendy A. Sugg  
WSugg@crowell.com  
Attorney for Defendant  
AT&T Mobility Services LLC

1 **ORDER**

2 Pursuant to Stipulation, it is hereby ordered that:

3 (1) All Northern District Actions be coordinated for pretrial purposes before Judge Thelton  
4 E. Henderson, who has been assigned the first-filed case (CV11-04508-TEH).

5 (2) All Actions will adopt the due dates of the first filed case number for Status Reports,  
6 Conferences, and other matters.



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9 Dated: \_\_\_\_\_

10 The Honorable Edward J. Davila  
11 United States District Court Judge

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15 **ATTESTATION**

16 I, Joel R. Bryant, am the ECF user whose identification and password are being used to file  
17 the STIPULATION AND [PROPOSED] ORDER COORDINATING CASES FOR PRETRIAL  
18 PURPOSES. In compliance with General Order 45.X.B, I hereby attest that Wendy A. Sugg has  
19 concurred in this filing.

20  
21 **GREEN BRYANT & FRENCH, LLP**

22 Dated: January 3, 2012

23           /s/ Joel R. Bryant            
24 Joel R. Bryant, Esq.  
25 Jbryant@gbflawyers.com  
26 Attorney for Plaintiff  
27 JERMAINE MCCLAIN  
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**EXHIBIT A**

<b>Plaintiff Name</b>	<b>Date Filed</b>	<b>Case No.</b>	<b>Judge</b>
Carmen Cruz	09/12/11	3:11:CV-04508-TEH	Thelton E. Henderson
Tuan Nguyen	09/20/11	3:11:CV-04653-CRB	Charles R. Breyer
Colby Diez	09/20/11	5:11-CV-04652-EJD	Edward J. Davila
Amy Le Tong	09/20/11	5:11:CV-04651-EJD	Edward J. Davila
Alesia Ibe	09/20/11	3:11-CV-04658-EMC	Edward M. Chen
Christine Gutierrez	09/20/11	3:11-CV-04549-JSW	Jeffrey S. White
Mahsa Afsharpour	09/20/11	5:11:CV-04656-LHK	Lucy H. Koh
James Gubatan	09/20/11	5:11-CV-04655-LHK	Lucy H. Koh
Richard Ng	09/20/11	5:11-CV-04654-LHK	Lucy H. Koh
Natasha Piper	09/20/11	3:11-CV-04550-SI	Susan Illston
Jermaine McClain	10/17/11	5:11:CV-05072-EJD	Edward J. Davila