

United States District Court  
For the Northern District of California

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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

CHAD BRAZIL, an individual, on his own	)	Case No.: 12-CV-01831-LHK
behalf and on behalf of all others similarly	)	
situated,	)	
	)	ORDER GRANTING PARTIES'
Plaintiff,	)	STIPULATIONS RE: BRIEFING FOR
	)	SECOND MOTION TO DISMISS AND
v.	)	CONTINUING THE MEDIATION
	)	DEADLINE; CONTINUING CASE
DOLE FOOD COMPANY, INC.,	)	MANAGEMENT CONFERENCE;
DOLE PACKAGED FOODS, LLC,	)	VACATING CASE SCHEDULE
	)	
Defendants.	)	
	)	
	)	

The Court hereby GRANTS the parties' Stipulation Continuing Dates for Briefing Regarding the Motion to Dismiss the Second Amended Complaint and Motion to Strike. See ECF No. 64. Plaintiff's response to the Motion to Dismiss the Second Amended Complaint and Motion to Strike shall be due by May 20, 2013, and Defendants' reply shall be due by June 3, 2013.

The Court hereby GRANTS the parties' Stipulation Continuing the Mediation Deadline to 90 days from the date the Court rules on Defendants' Motion to Dismiss the Second Amended Complaint. See ECF No. 65.

1           The Court hereby CONTINUES the Case Management Conference set for May 15, 2013, to  
2           September 26, 2013, following the hearing on Defendants' Motion to Dismiss the Second  
3           Amended Complaint and Motion to Strike. The Court VACATES the case schedule related to  
4           Class Certification and therefore the subsequent case schedule. Because Plaintiff's Motion for  
5           Class Certification is currently due before the hearing on Defendants' Motion to Dismiss the  
6           Second Amended Complaint and Motion to Strike, and the parties may not have the benefit of the  
7           Court's ruling on Defendants' Second Motion to Dismiss prior to the currently scheduled Class  
8           Certification hearing, the Court finds that it would be prejudicial to both parties to proceed with the  
9           current Class Certification schedule. By September 19, 2013, the parties shall propose a revised  
10          case schedule as part of their Joint Case Management Statement.

11       **IT IS SO ORDERED.**

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13       Dated: May 13, 2013

  
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LUCY H. KOH  
United States District Judge