

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

)	Case No.: 12-CV-02425-LHK
KATIE KANE, <i>et al.</i> , individuals, on behalf)	
of themselves and all others similarly situated,)	
)	ORDER GRANTING THE PARTIES'
Plaintiffs,)	JULY 29, 2013 STIPULATION
)	
v.)	
)	
CHOBANI, INC.,)	
)	
Defendant.)	
)	

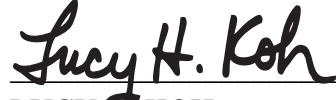
On July 25, 2013, the Court issued an Order granting Chobani's Motion for Leave to Seek Reconsideration of certain aspects of the Court's July 12, 2013 Order Regarding Chobani's Motion to Dismiss. ECF No. 131. The Court also vacated the July 12, 2013 Order to permit reconsideration of the issues identified by Chobani in its Motion for Lave to Seek Reconsideration. *Id.* On July 29, 2013, the parties filed a stipulation in which the parties state that, in light of the Court's Order vacating the July 12, 2013 Order, the parties agree that: (1) Plaintiffs are not obligated to file a third amended complaint, and (2) there is no time period within which any party should file a motion under 28 U.S.C. § 1292(b) as to the vacated Order, and that a § 1292(b) Motion relating to the Motion to Dismiss proceedings, if any, should address the order to be issued

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by the Court on the Motion to Dismiss. The parties' stipulation is GRANTED. However, the Court cautions the parties that the Court has not agreed that a § 1292(b) Motion is appropriate or that such a Motion would be granted.

IT IS SO ORDERED.

Dated: July 30, 2013



LUCY H. KOH
United States District Judge