

United States District Court  
Northern District of California

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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

PAUL PERKINS et al.,  
Plaintiffs,  
v.  
LINKEDIN CORPORATION,  
Defendant.

Case No. 13-CV-04303-LHK  
**ORDER TO FILE SUPPLEMENTAL  
JOINT CASE MANAGEMENT  
STATEMENT**

On February 4, 2015, the parties filed a joint case management statement indicating that they had “accepted a mediator’s proposal for a class action settlement subject to reaching agreement on remaining material terms and execution of a written settlement agreement.” ECF No. 74 at 2. The parties indicated further that they “will notify the Court of their progress on February 25, 2015 and, if they have reached agreement on all material terms by that date, will file a motion for preliminary approval on or before March 24, 2015.” Id. The parties could not reach an agreement by February 25, 2015, asking the Court instead to continue “the date for submission of the motion for preliminary approval of the settlement.” ECF No. 76 at 2. To accommodate the parties’ request, the Court continued the March 4, 2015 case management conference to April 1, 2015. ECF No. 77.

1           On March 25, 2015, the parties informed the Court that “they have now reached an  
2 agreement in principle and are preparing a motion for preliminary approval.” ECF No. 78 at 2.  
3 The parties requested a deadline of May 20, 2015, for Plaintiffs to file a motion for preliminary  
4 approval, *id.*, which the Court approved, ECF No. 79. A hearing on Plaintiffs’ anticipated motion  
5 for preliminary approval was set for August 27, 2015. ECF No. 79. Based on the parties’  
6 representation that a settlement had been reached, the Court also vacated the class certification  
7 briefing schedule and July 23, 2015 hearing date on class certification. *Id.*

8           On May 19, 2015, the parties asked for a one-week extension for Plaintiffs to file their  
9 motion for preliminary approval. ECF No. 85. Reluctantly, the Court continued the deadline to  
10 May 27, 2015. ECF No. 86. The August 27, 2015 hearing date for preliminary approval remained  
11 as set. *Id.* Then, on May 27, 2015, the parties asked for yet another extension, asking the Court  
12 this time to continue the deadline for Plaintiffs to file their motion for preliminary approval to  
13 June 17, 2015—i.e., three additional weeks. ECF No. 87. The Court gave the parties until June 5,  
14 2015, for Plaintiffs to file their motion. ECF No. 88.

15           Lastly, on June 5, 2015, the parties asked to extend the deadline for filing Plaintiffs’  
16 motion for preliminary approval to June 10, 2015, citing the need to hold an in-person meeting on  
17 June 9, 2015, to resolve any outstanding issues. ECF No. 89. In sum, after several months of  
18 negotiations and despite the Court having granted multiple extension requests, Plaintiffs still have  
19 not filed their motion for preliminary approval.

20           As a result, the Court hereby **ORDERS** the parties to file a supplemental joint case  
21 management statement by June 9, 2015, at 5:00 p.m. That statement should contain a briefing  
22 schedule on class certification, as well as a proposed case schedule through trial. The Court  
23 hereby sets a hearing on class certification for August 27, 2015, at 1:30 p.m., with Plaintiffs’ reply  
24 brief due no later than August 13, 2015. The fact discovery cutoff of November 20, 2015, remains  
25 as set. See ECF No. 59.

26 **IT IS SO ORDERED.**

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Dated: June 8, 2015

  
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LUCY H. KOH  
United States District Judge