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Attorneys for Defendant

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

JAMES CASE, individually, on behalf of
 other similarly situated individuals, and on
 behalf of the general public,

Plaintiff,

v.

THE HERTZ CORPORATION,
 Defendant.

Case No.:5:15-cv-02707-BLF

**STIPULATION AND ~~[PROPOSED]~~
 ORDER ~~VACATING~~ CONTINUING
 THE CASE MANAGEMENT
 CONFERENCE AND SETTING
 BRIEFING SCHEDULE**

Judge: Hon. Beth Labson Freeman

STIPULATION AND [PROPOSED] ORDER VACATING THE PROPOSED ORDER AND
 SETTING BRIEFING SCHEDULE
 Case No. 5:15-cv-02707-BLF

1 WHEREAS, the parties agree to vacate the Case Management Conference in this
2 matter, which is scheduled for July 28, 2016, at 11:00 a.m. (ECF No. 68);

3 WHEREAS, Plaintiff wishes to file an amended complaint in this action following
4 the U.S. Supreme Court's decision in *Spokeo, Inc. v. Robins*, 136 S. Ct. 1540 (2016);

5 WHEREAS, Plaintiff has provided Defendant a redlined copy of a proposed
6 amended Complaint;

7 WHEREAS, Defendant consents to Plaintiff filing such an amended complaint
8 without waiving its right to challenge any factual or legal contention therein;

9 WHEREAS, Plaintiff agrees to file an amended Complaint by July 15, 2016;

10 WHEREAS, Defendant agrees to file its response to the amended Complaint by
11 August 18, 2016;

12 WHEREAS, should Defendant file a motion in response to the amended
13 Complaint, Plaintiff agrees to file his opposition to such motion by September 8, 2016;

14 WHEREAS, Defendant agrees to reply to Plaintiff's opposition by September 22,
15 2016;

16 THEREFORE, the parties jointly request that the Case Management Conference
17 be vacated and this briefing schedule be adopted by the Court.

18 IT IS SO STIPULATED.

19 Dated: July 14, 2016

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21 By: /s/ Jahan C. Sagafi

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STIPULATION AND [PROPOSED] ORDER VACATING THE PROPOSED ORDER AND
SETTING BRIEFING SCHEDULE
Case No. 5:15-cv-02707-BLF

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ATTORNEYS FOR PLAINTIFF AND
PROPOSED CLASS MEMBERS

Dated: July 14, 2016

NIXON PEABODY LLP

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ATTORNEYS FOR DEFENDANT

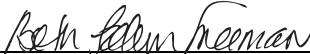
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ORDER

Pursuant to the Stipulation of the parties, the ~~initial~~ Case Management Conference in the above-captioned action is ~~vacated~~ continued to November 17, 2016 and the briefing schedule set forth in the Stipulation is adopted.

It is SO ORDERED.

Dated: July 15, 2016



Hon. Beth Labson Freeman
UNITED STATES DISTRICT JUDGE

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ECF ATTESTATION

I, Jahan C. Sagafi, am the ECF User whose ID and password are being used to file the foregoing STIPULATION AND [PROPOSED] ORDER VACATING THE CASE MANAGEMENT CONFERENCE AND SETTING BRIEFING SCHEDULE. In compliance with Local Rule 5-1(i)(3), I hereby attest that Defendant’s counsel, Robert A. Dolinko, has concurred in this filing.

Date: July 14, 2016

/s/ Jahan C. Sagafi
Jahan C. Sagafi