



1 setting December 8, 2017 for Plaintiffs' deadline to move for class certification, which was con-  
2 sistent with a previously pending deadline for dispositive motions.

3 On October 20, 2017, Magistrate Judge Koppe ordered that the then pending discovery  
4 deadline of November 8, 2017 be extended to January 8, 2018, with dispositive motions due on  
5 February 7, 2018.<sup>1</sup> Accordingly, the Parties stipulate the current December 8, 2017 class certifi-  
6 cation deadline will be continued and the related briefing schedule will proceed as follows:

- 7 • Plaintiffs will file a Motion for Class Certification and Appointment of Class  
8 Counsel on or before **February 8, 2018**.
- 9 • Defendant will file a Response to Plaintiffs' Motion for Class Certification and  
10 Appointment of Class Counsel on or before **March 12, 2018**.
- 11 • Plaintiffs will file a Reply in Support of their Motion for Class Certification and  
12 Appointment of Class Counsel on or before **March 26, 2018**.

13 The purpose of this request is to afford both parties adequate time to conduct fact discov-  
14 ery before briefing the propriety of class certification. The new proposed schedule is consistent  
15 with the Supreme Court's repeated admonition that district courts must conduct a "rigorous anal-  
16 ysis" of the relevant facts and law when considering whether to certify a proposed class. *See*  
17 *Wal-Mart Stores, Inc. v. Dukes*, 564 U.S. 338, 350-51 (2011) (courts must consider the merits of  
18 a case to the extent necessary to determine whether class certification is appropriate); *accord*  
19 *Coopers & Lybrand v. Livesay*, 437 U.S. 463, 469 n. 12 (1978) ("class determination generally  
20 involves considerations that are 'enmeshed in the factual and legal issues comprising the plain-  
21 tiff's cause of action'" (citation omitted)); *General Telephone Co. of the Southwest v. Falcon*,  
22 457 U.S. 147, 160 (1982) (same).

23 This is the second stipulation to continue the class certification briefing schedule. The  
24 stipulation is filed in good faith and is not intended to cause delay. Respectfully submitted this  
25 10th day of November, 2017.

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<sup>1</sup> ECF Dkt. No. 63.

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17 *Attorneys for Defendant EQUIFAX  
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18  
19 **ORDER**

20 IT IS SO ORDERED:

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22 RICHARD F. BOULWARE, II  
United States District Judge

23 DATED this 13th day of November, 2017.