

The Honorable Robert S. Lasnik

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

TORREY GRAGG, on his own behalf and on behalf of similarly situated persons, ) Case No. 2:12-cv-00576-RSL  
Plaintiff, ) STIPULATION AND ORDER  
v. ) CONTINUING DEADLINE FOR  
ORANGE CAB COMPANY, INC., a ) PLAINTIFF TO FILE MOTION  
Washington corporation; and RIDECHARGE, ) FOR CLASS CERTIFICATION  
INC., a Delaware corporation d/b/a TAXI )  
MAGIC, )  
Defendants. )

The parties, by and through their attorneys of record, respectfully request that the Court enter the proposed Order set forth below, which extends the deadline for plaintiff Torrey Gragg to file his Motion for Class Certification until 90 days from the date the Court enters an Order on defendants Ridecharge, Inc.’s (d/b/a “TaxiMagic”) and Orange Cab Company, Inc.’s (“Orange Cab) Motion for Judgment on the Pleadings. In support of this request, the parties represent the following to the Court:

1. On July 19, 2012, pursuant to the parties' agreement in the Joint Status Report and Discovery Plan, the Court set February 22, 2013 as the deadline for plaintiff to file his Motion for Class Certification [Dkt. 26].

2. On September 24, 2012, defendants filed a Motion for Judgment on the Pleadings seeking dismissal of plaintiff's claims [Dkt. 29]. This Motion is fully briefed and pending

STIPULATION AND ORDER CONTINUING  
CLASS CERTIFICATION DEADLINE  
(No. 2:12-cv-00576-RSL) — 1  
DWT 20936436v1 0095872-000001

Davis Wright Tremaine LLP  
LAW OFFICES  
Suite 2200 • 1201 Third Avenue  
Seattle, Washington 98101-3045  
(206) 622-3150 • Fax: (206) 757-7700

1 decision of the Court. Defendants also filed a Motion for Protective Order Staying Discovery  
2 Pending Resolution of Motion for Judgment on the Pleadings [Dkt. 31]. The Court denied  
3 defendants' Motion for Protective Order on October 30, 2012 [Dkt. 40].

4       3. Since October 30, 2012, the parties have engaged in written discovery and are in  
5 the process of exchanging documents. The parties are currently preparing to conduct depositions  
6 in various locations across the United States. The parties will incur significant cost conducting  
7 and defending these depositions.

8       4. Because the Court's decision on defendants' Motion for Judgment on the  
9 Pleadings may affect the arguments plaintiff might make in his Motion for Class Certification  
10 and therefore alter the scope of class-certification related discovery and, in particular, may alter  
11 the scope of upcoming depositions plaintiff intends to take, plaintiff's counsel asked defendants'  
12 counsel to agree to continue plaintiff's deadline to file his Motion for Class Certification until 90  
13 days from the date the Court enters an Order on defendants' pending Motion for Judgment on the  
14 Pleadings. Defendants' counsel agreed to that request.

15       5. In light of the foregoing, the parties agree (subject to the Court's approval) that  
16 the deadline for plaintiff to file his Motion for Class Certification should be continued until 90  
17 days from the date the Court enters an Order on defendants' Motion for Judgment on the  
18 Pleadings.

19       6. Good cause for approving the continuance exists. The continuance will ensure  
20 plaintiff has sufficient time to conduct class-certification related discovery and to adequately  
21 address the issues presented by class certification.

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Seattle, Washington 98101-3045  
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3 Stipulated and respectfully submitted this 15th day of January, 2013, by:

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5 DAVIS WRIGHT TREMAINE LLP  
6 Attorneys for Defendants

7 By: s/ Ryan C. Gist  
8 Kenneth E. Payson, WSBA #26369  
9 Ryan C. Gist, WSBA #41816  
10 1201 Third Avenue, Suite 2200  
11 Seattle, Washington 98101-3045  
Telephone: (206) 622-3150  
Fax: (206) 757-7700  
E-mail: [kenpayson@dwt.com](mailto:kenpayson@dwt.com)  
[ryangist@dwt.com](mailto:ryangist@dwt.com)

12  
13 HEYRICH KALISH MCGUIGAN PLLC  
14 Counsel for Plaintiff

15 By: s/ Donald W. Heyrich  
16 Donald W. Heyrich, WSBA #23091  
17 1325 Fourth Ave, Suite 540  
Seattle, Washington 98101  
Telephone: (206) 838-2504  
Fax: (206) 826-5378  
E-mail: [dheyrich@hkm.com](mailto:dheyrich@hkm.com)

19  
20 KIRBY LAW GROUP  
Albert H. Kirby, WSBA #23091  
93 S. Jackson St. #63230  
21 Seattle, Washington 98104  
Telephone: (206) 414-9950  
22 Fax: (866) 845-6302  
E-mail: [ahkirby@kirby-legal.com](mailto:ahkirby@kirby-legal.com)

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27 STIPULATION AND ORDER CONTINUING  
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Davis Wright Tremaine LLP  
LAW OFFICES  
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## ORDER

IT IS SO ORDERED. The Court VACATES the February 22, 2013, deadline for plaintiff to file his Motion for Class Certification set forth in its Minute Order dated July 19, 2012 [Dkt. 26] and CONTINUES said date until 90 days from the date the Court enters an Order on defendants' Motion for Judgment on the Pleadings [Dkt. 29].

DATED this 18th day of January, 2013.

Robert S. Lasnik  
Robert S. Lasnik  
United States District Judge

Presented by:

DAVIS WRIGHT TREMAINE LLP  
Attorneys for Defendants

By: s/ Ryan C. Gist  
Kenneth E. Payson, WSBA #26369  
Ryan C. Gist, WSBA #41816  
1201 Third Avenue, Suite 2200  
Seattle, Washington 98101-3045  
Telephone: (206) 622-3150  
Fax: (206) 757-7700  
E-mail: [kenpayson@dwt.com](mailto:kenpayson@dwt.com)  
[ryangist@dwt.com](mailto:ryangist@dwt.com)

HEYRICH KALISH MCGUIGAN PLLC  
Counsel for Plaintiff

By: s/ Donald W. Heyrich  
Donald W. Heyrich, WSBA #23091  
1325 Fourth Ave, Suite 540  
Seattle, Washington 98101  
Telephone: (206) 838-2504  
Fax: (206) 826-5378  
E-mail: [dheyrich@hkm.com](mailto:dheyrich@hkm.com)

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Davis Wright Tremaine LLP  
LAW OFFICES  
Suite 2200 • 1201 Third Avenue  
Seattle, Washington 98101-3045  
(206) 622-3150 • Fax: (206) 757-7700

1       Albert H. Kirby, WSBA #23091  
2       93 S. Jackson St. #63230  
3       Seattle, Washington 98104  
4       Telephone: (206) 414-9950  
5       Fax: (866) 845-6302  
6       E-mail: [ahkirby@kirby-legal.com](mailto:ahkirby@kirby-legal.com)

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